

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 152 OF 2016
ALONGWITH
CIVIL APPLICATION NO. 380 OF 2016
IN
FIRST APPEAL NO. 152 OF 2016

Rohankumar Kantilal Patel & Anr.

**..... Appellants/
Applicants**

VERSUS

Aswasthama Ramji Patel

..... Respondent

Mrs. Teja Katdare for the Appellants/Applicants.

Ms. Sneha Patil, i/b. M/s. Maniar Srivastava Associates for the Respondent.

CORAM : R.D. DHANUKA, J.

DATE : 17th FEBRUARY, 2020

P.C.

Mrs. Katdare, learned counsel for the appellants tenders letter dated 10th February, 2020 addressed by the Constituted Attorney of the appellants instructing the learned advocate to withdraw the First Appeal on the ground that the matter is settled out of the court.

2. Learned counsel for the appellants states that the constituted attorney of the appellant no.1 who is also appellant no.2 herein is empowered to withdraw this appeal on behalf of the appellant no.1. Statement is accepted. Letter dated 10th February, 2020 is taken on record.

3. First Appeal is dismissed as withdrawn on the aforesaid ground.

No order as to costs.

4. Refund of court fees, if any, as per rules.
5. In view of the dismissal of the first appeal, Civil Application No. 380 of 2016 does not survive and is accordingly disposed of.
6. The parties as well as the concerned court to act on the authenticated copy of this order.

[R.D.DHANUKA, J.]