

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**APPEAL FROM ORDER NO. 294 OF 2018
WITH
CIVIL APPLICATION NO. 385 OF 2018**

Prassanna Suhash Saykhedkar	...	Appellant
V/s.		
Pandurang Laxman Bhagwat & Ors.	...	Respondents

Mr.C.G. Gavnekar for Appellant.
Mr.S.S. Kulkarni for Respondent No.4.

CORAM : A.S. GADKARI, J.

DATE : 25th February 2020.

PC. :

1] After hearing the learned counsel for the appellant at length, when this Court expressed its disinclination to interfere with the impugned Order dated 9th February 2018 passed below Exhibit-5 in Special Civil Suit No. 272 of 2017 by the learned 3rd Jt. Civil Judge Senior Division, Nashik, the learned counsel, on instructions, seeks leave to withdraw the present appeal unconditionally.

Leave granted.

2] Appeal is disposed off as withdrawn.

3] In view of disposal of Appeal, the Civil Application filed therein does not survive and is accordingly disposed off.

4] The 3rd Jt. Civil Judge Senior Division, Nashik, seized of Special Civil Suit No. 272 of 2017 is hereby requested to expedite the hearing of the said Suit and to conclude the same within a period of 18 months from the date of receipt of the present Order.

5] The Trial Court shall not get influenced by withdrawal of the present Appeal by the appellant and shall hear the Special Civil Suit No. 272 of 2017 on its own merits.

[A.S. GADKARI, J.]

Omkar S.
Kumbhakarn

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