

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

SECOND APPEAL NO.123 OF 2014

Sambhaji Bhimrao Jadhav ..Appellant
Vs.
Suvarna Bhagwat Mane & Ors. ..Respondents

Mr. Drupad Patil i/b. Mr. Dheeraj Patil, for the Appellant.
Mr. Bhooshan Walimbe, for the respondents.

CORAM : C.V. BHADANG, J.

DATE : 13th JANUARY 2021

P.C.

. Heard the learned counsel for the parties.

2. Mr. Patil, the learned counsel for the appellant, on instructions, states that dispute has been amicably settled between the parties and on the basis of Consent Terms filed, the regular execution case No.54/2011 pending on the file of Civil Judge, Senior Division at Islampur has been disposed of on 13/8/2020. The learned counsel has tendered a certified copy of the Consent Terms alongwith the order passed on it, which is taken on record and

marked 'X' for identification. The learned counsel points out that one of the terms of the compromise, is that the appellant shall withdraw the second appeal.

3. The learned counsel, therefore, on instructions, seeks leave to withdraw the appeal. In the result, the second appeal is dismissed, as withdrawn, with no order as to costs. The appellant shall be entitled to refund of Court Fees, as per rules.

4. A decree be drawn accordingly.

C.V. BHADANG, J.