

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****SECOND APPEAL NO. 382 OF 2016****WITH****CIVIL APPLICATION NO. 738 OF 2016**

Vincent Gabriel Rebello and Ors.

... Appellants

V/s.

Shyamsunder Radheshyam Agarwal and Ors.

... Respondents

Mr. Niranjan P. Shimpi, Advocate for Appellants.

Mr. Sandesh D. Patil, Advocate for Respondent No.1.

CORAM : A.S. GADKARI, J.**DATE : 3rd DECEMBER, 2021.****PC. :**

1. Mr. Shimpi, learned counsel for the Appellants, on instructions submitted that, in view of 'Consent Terms' dated 3rd December, 2021 filed in Second Appeal No.344 of 2016, the Appellants have instructed him to withdraw present Appeal unconditionally. He therefore seeks leave to withdraw Appeal unconditionally.

Leave granted.

Second Appeal is disposed off as withdrawn.

2. In view of disposal of Second Appeal itself, Civil Application No.738 of 2016 does not survive and is accordingly disposed off.

[A.S. GADKARI, J.]