

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**SECOND APPEAL NO.180 OF 2015
WITH
CA/4793/2015 IN SA/180/2015**

**NAMDEO SUBARAO PAWAR
VERSUS
VILAS MANIKRAO JADHAV AND OTHERS**

...

Advocate for Appellant : Mr. Milind Patil h/f. Mr. Nandkishor U. Yadav
Advocate for Respondent No.1 : Mr. Ajay S. Avdhute h/f. Mr. A. V. Patil
(Indrale)

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CORAM : MANGESH S. PATIL, J.

DATED : 25 APRIL 2022

PER COURT :

1. The appellant claiming to be the trustees of a trust to be filed the suit to protect its interest. Both the courts below have concurrently dismissed the suit. It appears that by virtue of the resolution passed by the board of trustees in a meeting dated 28 October 2021 resolving that the property that was purchased by the trust continues to be in its possession and the dispute was pertaining to some additional portion of 39 gunthas, the board of trustees have resolved to authorise the appellants to withdraw the second appeal. A copy of resolution is taken on record and marked 'X' for the purpose of identification.

2. Second appeal is dismissed as withdrawn. No costs.
3. Pending civil application is disposed of.

(MANGESH S. PATIL, J.)

Tandale/-