

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

FIRST APPEAL NO. 1298 of 2006

**VILAS S/O DIGAMBAR CHAUDHARI
VERSUS
MAHEMOODKHA NAMDARKHA AND OTHERS**

....

Mr. R.S. Shinde, Advocate for the Appellant
Mr. S.U. Choudhari, Advocate for Respondent Nos.1 and 2
Mr. S.G. Chapalgaonkar, Advocate for Respondent No.3

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CORAM : SHRIKANT D. KULKARNI, J.

DATE : 14th JANUARY, 2022

PER COURT:-

1. Mr. R.S. Shinde, learned counsel for the appellant, Mr. S.U. Choudhari, learned counsel for respondent nos. 1 and 2 and Mr. S.G. Chapalgaonkar, learned counsel for respondent no.3 are present.

2. Mr. S.U. Choudhari, has placed on record the compromise deed arrived between the parties along with pursis in first appeal no. 2962 of 2008.

3. In view of the compromise deed arrived between the parties along with pursis submitted by Mr. Choudhari, which is taken on record and marked as 'X' for identification in first appeal

no. 2962 of 2008, Mr. R.S. Shinde, learned counsel for the appellant submits that do not want to prosecute this appeal. He seeks leave to withdraw the appeal unconditionally.

5. Mr. Choudhari, learned counsel for respondent nos. 1 and 2 and Mr. Chapalgaonkar, learned counsel for respondent no.3 have no objection for withdrawal of appeal unconditionally.

6. Leave granted. The appeal stands disposed of as withdrawn unconditionally.

7. No order as to costs.

8. Pending civil application, if any, also stand disposed of.

[SHRIKANT D. KULKARNI]
JUDGE

S.P Rane