

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

904 FIRST APPEAL NO.4183 OF 2016
WITH CA/4546/2016 IN FA/4183/2016

NATIONAL MOMIN EDUCATION SOCIETY BEED THROUGH PRESIDENT
M.A. SAMAD AND OTHERS
VERSUS
M.A. RASHID VAZIRMIYA DIED 2. SAYED KHALIL AHEMAD AND ANR.

...
Advocate for Appellants : Mr. Wagh S.S.
AGP for Respondents – State : Mr. S. R. Yadav-Lonikar
...

CORAM : S. G. DIGE, J.

DATE : 24.06.2022

PER COURT :

. Learned counsel for appellants submits that both the respondents are died during the pendency of appeal. Hence appellants want to withdraw the appeal as cause of action does not survive.

2. Considering the request of learned counsel for appellants, appeal is allowed to withdraw and dispose of.

3. Pending Civil Application No. 4546 of 2016 is disposed of accordingly.

(S. G. DIGE)
JUDGE

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shp/-