

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAS) NO. 1356 OF 2017

IN

SECOND APPEAL NO. 20 OF 2016

Suhas s/o Wamanrao Khadgi

Vs.

Arun s/o Wamanrao Khadgi and anr.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. R.L. Khapre, Advocate a/by Mr. D.R. Khapre, Senior
Advocate for petitioner.

Mr. S.G. Malode, Advocate for respondent No.1.

Mr. C.G. Barapatre, Advocate for respondent No.2.

CORAM : MANISH PITALE J.

DATE : 15.03.2022.

This appeal was admitted on 02.03.2017 on
substantial question of law framed by this Court.

2. Now, this application is filed on behalf of
respondent No.1 seeking permission to withdraw the
Civil Suit itself on the basis of amicable settlement of
dispute between the parties. It is stated that the
respondent No.1 desires to unconditionally withdraw
Special Civil Suit No.142 of 2000, as a consequence of
which, the judgment and decree passed by the 7th Joint
Civil Judge, Senior Division, Nagpur, and confirmed by
the District Court, Nagpur deserves to be set aside.

3. For the reasons stated in the application, the same is allowed. Consequently, respondent No.1 is permitted to unconditionally withdraw Special Civil Suit No.142 of 2000. As a result, the impugned judgment and decree passed by the 7th Joint Civil Judge, Senior Division, Nagpur, and confirmed by the District Court, Nagpur stands set aside.

4. The civil application as well as the appeal stand disposed of.

JUDGE

PRITY S
GABHANE

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