

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

5 APEAL FROM ORDER NO.49 OF 2019
WITH CA/11136/2019 IN AO/49/2019

SANDU UKHARDU MISAL AND OTHERS
VERSUS
SHANTABAI AMBADAS NIKAM AND OTHERS

CORAM : S. G. MEHARE, J.
DATE : 29.11.2023

PER COURT :-

1. None present for the parties.
2. On 04.09.2023, the matter was dismissed for non prosecution, as nobody appeared in the matter. However, after passing the order of dismissal, learned counsel for the appellants appeared and got the matter restored. Thereafter, the matter was listed on 10.10.2023. On that day, the respondents counsel stated that the appeal in which the impugned order is passed is posted for final hearing on 19.10.2023. Hence, the matter was listed on 20.10.2023. Again, the statement was made that the appeal was listed on 07.11.2023. Hence, the matter was listed for today.
3. Since, none appeared for either side, there is a possibility of disposal of the appeal, in which, the impugned order was

passed. The parties appears to have lost the interest. Hence, the appeal from order stands dismissed for default.

4. Civil Application stands disposed of accordingly.

(S. G. MEHARE, J.)

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