

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.327 OF 2022
WITH
INTERIM APPLICATION NO.2302 OF 2022
IN
APPEAL FROM ORDER NO.327 OF 2022

Mahadu Hari Alandkar
since deceased through LHs Appellants/Applicants
V/S
Kisabai Ganpat Alandkar
since deceased & Ors.Respondents

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WITH
APPEAL FROM ORDER NO.250 OF 2022
WITH
INTERIM APPLICATION NO.1733 OF 2022
IN
APPEAL FROM ORDER NO.250 OF 2022

Navnath Dattatray Lokhande & Anr.Appellants/Applicants
V/S
Mahadu Hari Alandkar
deceased through His LRs & Ors. Respondents

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Mr. Sumit S. Kothari, for the Appellants/Applicants in AO 327 of 2022
and for the Respondents in AO 250 of 2022.
Mr. Chaitanya B. Nikte, for the Appellants/Applicants in AO 250 of 2022
and for the Respondents in AO 327 of 2022.

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CORAM: SANDEEP V. MARNE, J.
DATE : NOVEMBER 08, 2023.

P.C.:

1 Mr. Kothari and Mr. Nikte, the learned Advocates appearing for contesting parties would jointly submit that the parties have amicably resolved disputes amongst them and that they have signed and executed the Consent Terms. The Consent Terms which are tendered before the Court are taken on record and marked 'X' for identification. The Consent Terms are signed by all the parties to the Appeals (except Mr. Navnath Dattatray Lokhande and Mr. Aniket Mahendra Mandhare) who are present before the Court and admit their signatures as well as contents of the Consent Terms. Shri Navnath Dattatray Lokhande and Mr. Aniket Mahendra Mandhare were personally present before the Court yesterday i.e. on 7 November 2023 and have confirmed before the Court having signed the Consent Terms. The learned Advocates appearing for the consenting parties identify the signatures of the contesting parties on the Consent Terms.

2 Both the Appeals are accordingly disposed of in view of the Consent Terms. The impugned order passed by the Trial Court shall stand modified and instead the arrangement agreed in the Consent Terms would govern the rights and entitlements of the parties. The statements made in the Consent Terms are accepted as Undertakings given to this Court.

3 In view of the disposal of the Appeals, both the Interim Applications are also disposed of accordingly.

(SANDEEP V. MARNE, J.)