

Harish

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**SECOND APPEAL NO.170 OF 2019
WITH
INTERIM APPLICATION NO.96 OF 2023
WITH
CIVIL APPLICATION NO. 318 OF 2019
IN
SECOND APPEAL NO. 170 OF 2019**

Mrs. Alka Uttamchand Lunkad
(Through her Constituted Power of Attorney)
Shri.Uttamchand Bhaghchand Lunkad ...Appellant/
Applicant

Versus
Dattatray Sudam Fand & Ors. ...Respondents

None, for the Appellant/Applicant.

None, for the Respondents.

CORAM : MADHAV J. JAMDAR, J.

DATE : 9th JUNE, 2023

P.C.:

1. The Second Appeal is of the year 2019. The Second Appeal was on board on 5th June, 2023. As none appeared in the morning session on 5th June, 2023, the same was kept back at 2:30 p.m. On 5th June 2023 at 2:30 p.m. also none appeared and therefore, the Second Appeal was adjourned to 7th June, 2023. On 7th June, 2023 also none appeared for the Appellant and therefore for giving last opportunity to the Appellant the Second Appeal was

adjourned to 9th June, 2023 and directed to be placed under the caption of "Dismissal".

2. Today also, none appears for the Appellant. Therefore, the Second Appeal is dismissed for non prosecution.

3. In view of dismissal of Second Appeal, nothing survives in the Civil Application and the Interim Application and the same are also dismissed.

(MADHAV J. JAMDAR, J.)