

Pallavi

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

**SECOND APPEAL NO.758 OF 2007
WITH
CIVIL APPLICATION NO.1425 OF 2007
IN
SECOND APPEAL NO.758 OF 2007**

Shalini Bhalchandra Kulkarni & Ors. ...Appellants
Versus
Madhuri Chandrakant Pisat & Ors. ...Respondents

- Mr. Sachin S. Punde, for the Appellant No.5.
- Mr. Jayesh M. Joshi, for the Respondent No.1.
- Mr. Anand S. Kulkarni, for Respondent Nos.2, 4(a) to 4(c), 5(a) to 5(c).

**CORAM : MADHAV J. JAMDAR, J.
DATE : 13th JUNE 2023**

PC. :

1. Heard Mr. Sachin S. Punde, learned counsel appearing for the Appellants.
2. Appellant No.5 - Mr. Praful B. Kulkarni, who is present in the Court states that the Appellants do not wish to prosecute the Second Appeal. He states that he is making said statement on behalf of all the Appellants.
3. Mr. Punde states that Appellant No.5 is the Constituted Attorney of all the Appellants. He states that Appellant No.5 has also

Pallavi

filed an affidavit dated 13th June 2023 stating on solemn affirmation that all the Appellants have decided not to prosecute the Second Appeal and seeks to withdraw the Second Appeal.

4. In view of the above, Second Appeal is allowed to be withdrawn and dismissed as such.

5. In view of dismissal of the Second Appeal, nothing survives in the Civil Application and the same is also dismissed with no order as to costs.

[MADHAV J. JAMDAR, J.]