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

**SECOND APPEAL (ST) NO.21053 OF 2016  
WITH  
CIVIL APPLICATION NO.394 OF 2020  
WITH  
CIVIL APPLICATION NO.395 OF 2020  
WITH  
CIVIL APPLICATION NO.396 OF 2020**

Shri. Vilas Narayan Kamble

...Appellant

Versus

Rameshwar Mahadeo Devalaya  
Akloli (Trust through Shri. Pralhad  
Himrajgiri) & Ors.

...Respondents

Mr. Bhavesh V. Magam, for the Appellant.

Mr. Vijay V. Nene, for the Respondents.

**CORAM : MADHAV J. JAMDAR, J.  
DATED : 6<sup>th</sup> JANUARY 2023**

**P.C. :**

1. Heard Mr. Bhavesh Magam, learned counsel appearing for the Appellant. He states that the Second Appeal has become infructuous as the suit property has been demolished and therefore, he seeks leave to withdraw the Second Appeal on telephonic instructions received from the Appellant-Vilas Narayan Kamble.

2. Therefore, the Second Appeal is dismissed as it has become infructuous.

3. In view of the dismissal of the Second Appeal, Civil

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Applications do not survive and the same are disposed of as such.

**[MADHAV J. JAMDAR, J.]**