

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

APPEAL FROM ORDER NO.1112 OF 2010

Sidharth Dadu Jadhav

..Appellant

Vs.

Satvashila Mahadu Jadhav and Ors.

..Respondents

None for the Appellant.

None for the Respondents.

CORAM : G.S. KULKARNI, J.

DATE : FEBRUARY 10, 2023.

P. C.:

1. This Appeal is preferred against an order dated 26/8/2010 passed by City Civil Court whereby Notice of Motion No.1063 of 2010 in S. C. Suit No.1019 of 2010 as filed by the Appellant/Plaintiff was dismissed.

2. The Appeal came to be admitted on 1/3/2011 with clear observation that pendency of this Appeal in this Court will not operate as stay of the proceedings of the Suit and the trial Court is free to proceed with the Suit.

3. Today none appears for the parties. It is thus clearly seen that the suit itself was ordered to progress. It appears that the parties have lost interest to prosecute this Appeal. Accordingly, the Appeal is dismissed for want of prosecution. No cost.

[G. S. KULKARNI, J.]