

Arjun

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL (ST) NO.22355 OF 2019
WITH
CIVIL APPLICATION NO.453 OF 2020

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Prakash Digambar Kamble

...Appellant/
Applicant

V/s.

Smt. Meheboobi Abdul Pathan & Ors.

...Respondents

Mr. Ghanshyam Upadhyay i/b Law Juris, for the
Appellant/Applicant.

Mr. Ajay Joshi, for Respondent Nos.1 to 3.

CORAM : MADHAV J. JAMDAR, J.
DATE : 15th FEBRUARY, 2023

P.C.:

1. Mr. Upadhyay, learned counsel appearing for the
Appellant seeks withdrawal of the Second Appeal with
liberty to file appropriate proceedings.

2. Accordingly, the Second Appeal is allowed to be
withdrawn and dismissed as such with liberty to file
appropriate proceedings.

3. It is clarified that, this Court has not considered the
merits of the case and all the contentions are expressly kept
open.

4. In view of dismissal of the Second Appeal, nothing survives in the Civil Application and the same is also dismissed.

(MADHAV J. JAMDAR, J.)