

Ghuge

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

FIRST APPEAL NO.415 OF 1991

Munir Ebrahim Khan and Ors ... Appellants
V/s.
Jamalsha Takiya Trust and Ors ... Respondents

**WITH
INTERIM APPLICATION NO.3776 OF 2020**

Ismail Ishaque Shaikh (Deceased)
Through his Lrs 3A. Shahenaz Ismail
Shaikh and and Ors ... Applicants
V/s.
Jamalsha Takiya Trust and Ors ... Respondents

**WITH
CIVIL APPLICATION NO.2382 OF 2014**

Shaikh Isaque Benemia (Deceased)
Through Lrs Ismail Isaq Shaikh and Ors ... Applicants
V/s.
Jamalsha Takiya Trust and Ors ... Respondents

**WITH
FIRST APPEAL NO.315 OF 2020**

Ismail Isaq Shaikh (Since Deceased)
Through Lrs. Smt. Shahenaz Ismail Shah
and Ors ... Appellants
V/s.
Jamalsha Takiya Trust and Ors ... Respondents

None for the appellants.

Mr. P.B. Shah for respondent Nos.3 to 8.

CORAM : AMIT BORKAR, J.

DATED : FEBRUARY 27, 2023

P.C.:

1. On 20th February, 2023 this court passed following order :-

“**1.** On 10th October 2022 this court passed following order:-

“**1.** On 19.9.2022, learned Counsel for the Appellant had sought time to file Vakalatnam on behalf of other Appellants. Vakalatnama is not filed till date. The appeal is of the year 1991. Parties were put to notice that no further adjournment would be granted, despite which learned Counsel for the Appellant once again seeks time. By way of final opportunity, stand over to 13.10.2022.

2. Today also none appears for the appellants.

3. Stand over to 27th February 2023, under the caption “for dismissal”.

2. Today none appears for the appellants. The First Appeals stands dismissed for non prosecution.

3. In view of the dismissal of the First Appeal, all interlocutory applications become infructuous and are disposed of accordingly.

(AMIT BORKAR, J.)