

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAS) NO. 995/2019 IN
SECOND APPEAL NO. 461/2018

Prabhatkumar S/o Laxminarayan Dube
Vs.
Namdeo S/o Kashiram Thaore

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri A.S. Bhendarkar, Advocate for appellant
Shri B.J. Lonare, Advocate for respondent

CORAM : SMT. M.S. JAWALKAR, J.
DATE : 26/04/2023

After hearing for some time on application raising preliminary objection that second appeal is not maintainable. The learned Counsel for appellant seeks permission to withdraw the second appeal and to file appropriate proceedings.

2. The matter pertains to year 2018. It appears that vide order dated 03/07/2018, this Court issued notice on condonation of delay to the non applicant and also passed order by which possession of the applicant was protected until further orders. However, it appears that no serious attempts were made to get the matter listed for admission.

3. The learned Counsel for the appellant requested to extend that protection for another eight weeks. Considering the fact that since 2018, no efforts were taken for listing the matter for admission. The protection of possession is extended for another two weeks.

4. Second appeal stands disposed of as withdrawn.

(SMT. M.S. JAWALKAR, J.)