

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

921 CIVIL APPLICATION NO. 8848 OF 2024
IN SA/821/2006
WITH
CIVIL APPLICATION NO. 4877 OF 2024
IN SA/821/2006
WITH
CIVIL APPLICATION NO. 10605 OF 2016
IN SA/821/2006
WITH
SECOND APPEAL NO. 821 OF 2006
WITH
CIVIL APPLICATION NO. 4105 OF 2017
IN SA/821/2006
WITH
CIVIL APPLICATION NO. 9443 OF 2011
IN SA/821/2006

MADHAUKAR ALIAS HARI BALWANT LIHINE L.RS. VIJAY
MADHUKAR LIHINE AND OTHERS
VERSUS
BALBHIM BALWANT LIHINE L.RS. SUSHSINI AND OTHERS

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Mr. Kartik Mundhe, Advocate for the applicants.
Mr. Sanjay Gaikwad, Advocate holding for Mr. N.V. Gaware,
Advocate for respondent No. 2.
Mr. Subodh Shah, Advocate for applicant in CA 9443/2011.

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 20 AUGUST 2024

ORDER:-

. The learned Counsel for the appellants submits that after filing of this second appeal, the contesting parties have already sold the suit properties to third persons and therefore, now they do not want to proceed with the appeal. Resultantly, the

application i.e. Civil Application No. 8848 of 2024 for withdrawal of appeal is filed by the appellants.

2. Learned Counsel Mr. Gaikwad for the contesting respondents also admitted this fact and submitted his no objection for withdrawal of appeal subject to vacating of interim relief. The learned Counsel Mr. Shah for the Intervenor who are the subsequent purchaser of the suit properties, also consented for such withdrawal. In view of the same, Civil Application No. 8848 of 2024 stands allowed in terms of prayer clause (B) and accordingly the present Second Appeal No. 821 of 2006 stands withdrawn and disposed of alongwith all the pending Civil Applications.

(SANDIPKUMAR C. MORE, J.)