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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**SECOND APPEAL NO. 796 OF 2015
WITH
CIVIL APPLICATION NO. 111 OF 2021
IN
SECOND APPEAL NO. 796 OF 2015**

Subhash Digambar Jasud
(D/H) and ors

.....Appellants

Vs.

Baban Kondiba Jasud
(D/H) and others

.....Respondent

Mr. Jayendra D. Khairnar Advocate for the Appellants
Mr. Swaroop Karade advocate for respondent nos. 1b, 1c, 2 and 3

CORAM : GAURI GODSE, J.

DATE : 12th NOVEMBER 2024

ORDER:

1. Learned counsel for the appellant on instructions seeks leave to withdraw the second appeal to file the proceedings under The Maharashtra Prevention of Fragmentation and Consolidation of Holdings Act, 1947 .

2. Leave is granted. The second appeal is disposed of as

withdrawn with liberty to file appropriate proceedings under the Consolidation Act as permissible in law.

3. In view of dismissal of second appeal, Civil Application No. 111 of 2021 is disposed of as infructuous.

[GAURI GODSE, J.]