

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

SECOND APPEAL NO. 527 OF 2010

Nivrutti Krishna Yadav

..Appellant

Vs.

Smt. Mirabai Shankar Sutar and Ors.

..Respondents

None for the Appellant.

Mr. Kunal Patel i/b. R. V. Sankpal, for the Respondent No.7.

CORAM : R. N. LADDHA, J.

DATE : 7 MARCH 2024

P.C.

. The Office noting shows that by an order dated 6 April 2015, this appeal stands abetted against deceased respondent Nos.3 and 4. From the Office noting dated 9 August 2016, it appears that the appeal stood dismissed as against the respondent Nos.1. Today, none present for the appellant, even on second call.

2. The learned counsel for the respondent No.7 place on record the letters dated 22 February 2021 and 23 February 2021 and submits that by these letters, it was informed to the learned counsel for the appellant and the appellant, about the demise of respondent No.7. He further submits that the only surviving

legal heir of respondent No.7 has also expired and this fact was intimated to the appellant by a letter dated 31 March 2022. In view of the above and the fact that though this second appeal is pending since the year 2010, none present for the appellant.

3. Given the above, the present appeal stands dismissed.

R. N. LADDHA, J.