



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

970 SECOND APPEAL NO. 311 OF 2021

DILIPKUMAR S/O NANDLAL TALREJA AND ANOTHER
VERSUS
RUKHMINI URBAN CO-OP CREDIT SOC. LTD THROUGH ITS
BRANCH MANAGER SATISH S/O BABURAO DEORE AND
OTHERS

...
Advocate for Appellants : Mr. N. S. Tekale h/f Mr. Palodkar D. P.
Advocate for Respondent No.1 : Mr. Shubham S. Kote h/f Mr.
A. V. Hon.
...

**CORAM : SHAILESH P. BRAHME, J.
DATE : 07.08.2025**

PER COURT :-

1. It is informed by the litigating sides that matter is settled between the parties. Respondent No.1 had filed suit for cancellation of sale deed executed in favour of the appellants and present respondent Nos.3 and 4. By the supervening events, all the dues of respondent No.1/Co-operative Society have been paid. A pursis to that effect is tendered which is marked at "Exh.X". Due to the subsequent events, nothing survives in the second appeal. The claim of the respondents is satisfied.

2. In view of the pursis and as per the instructions of learned counsel for respondent No.1, impugned judgments and decrees are quashed and set aside.
3. Second appeal stands disposed of accordingly.
4. Respondent No.1 is permitted to withdraw Special Civil Suit No.76 of 2003.
5. Decree be drawn up accordingly.

(SHAILESH P. BRAHME, J.)

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vmk/-