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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 430 OF 2016
WITH
CIVIL APPLICATION NO. 1459 OF 2015**

Shri Vasant Tukaram Gaikwad ... Appellant
Vs.
Shri Nathu @ Shivaji Bapu Mali ... Respondent

None for the Appellant.

Ms. Jui B.Gharat i/b. Mr. Prajakt M. Arjunwadkar for the sole respondent.

CORAM : GAURI GODSE, J.

DATE : 6th JANUARY 2025

ORDER :

1. None for the appellant. Learned counsel for the sole respondent submits that respondent has expired on 20th September 2023. She submits that the intimation is already given to the Advocate for the appellant in September 2023 itself. She submits that till date no steps have been taken to bring on record the heirs and legal representatives of deceased respondent. She thus submits that the second appeal stands abated.

2. In view of the above, second appeal is dismissed as abated. In view of disposal of the second appeal, civil application is disposed of as infructuous.

[GAURI GODSE, J.]