

ndm

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 12 OF 2010
WITH
CIVIL APPLICATION NO. 31 OF 2010
IN
FIRST APPEAL NO. 12 OF 2010

Ramchandra Kashinath Shinde. ... APPELLANT

Vs.

Mohd. Haroon Mohd. Musa and ors. ... RESPONDENTS

Mr. Anilkumar Patil for Appellant.

Mr. Sandeep R. Waghmare for Respondent Nos.2B to 2F.

CORAM : A.M. KHANWILKAR and
A.A. SAYED, JJ.

DATE : 05th August, 2010.

P.C.

Perused the office remarks. It is noticed that Respondent Nos.5, 40, 61, 2A are reportedly dead. In spite of conditional order dated 07th June 2010, no steps have been taken. The appeal is abated as against the said respondents. The office remark further indicates that quite a few respondents out of the 106 respondents have not been served so far in spite of the conditional order. As a result, the appeal has

been dismissed as against the said respondents. Realizing this position, counsel for the Appellant seeks time to take necessary steps. That be done within twelve weeks from today, failing which the entire appeal shall stand dismissed for non-prosecution without further reference to the Court. If steps are taken in time, the appeal be listed on 16th November, 2010 for admission.

[A.A. SAYED, J]

[A.M. KHANWILKAR, J]