

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SECOND APPEAL No 7 of 1999

With

CIVIL APPLICATION NO. 439 OF 1999

For Approval and Signature:

HON'BLE MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the concerned : NO  
Magistrate/Magistrates, Judge/Judges, Tribunal/Tribunals?

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SAIYED MOHAMED RAHIM

Versus

HEIRS OF BAI SUBHAN KHATUN WD/O RASULBHAI VALIBHAI  
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Appearance:

1. Second Appeal No. 7 of 1999  
MR MI HAVA for Appellant  
..... for Respondent No. 1  
MR JB PARDIWALA for Respondent No. 1/1-1/4,1/6-1/7  
UNSERVED-EXPIRED (N) for Respondent No. 1/5
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CORAM : HON'BLE MR.JUSTICE M.C.PATEL

Date of decision: 30/04/2004

ORAL JUDGEMENT

1. Learned advocate Mr. M.I. Hava for the appellant has filed a note dated 28-4-2004 seeking withdrawal of the Second Appeal in accordance with the settlement arrived at between the parties. Mr. Hava who is present seeks leave to withdraw the appeal stating that the matter has been settled out of court between the parties. Appeal disposed of as withdrawn.

2. Civil application does not survive and is dismissed.

Dt: 30-4-2004

( M.C. Patel, J )

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