

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1440 OF 2017
IN
SECOND APPEAL NO.76 OF 2013**

Balasaheb Kaluram Kotwal and Ors. ... Applicants
versus
Anukush Kisan Kotwal and Ors. ... Respondents

Mr. Amod Ekhaspur i/by Mr. Vikram Chavan, for Appellants/Applicants.
None for Respondents.

CORAM: S.J. KATHAWALLA, J.

DATE: 29th SEPTEMBER, 2017

P.C.:

1. Perused the Civil Application. For reasons set out therein, the same is allowed in terms of prayer clause (a) which is reproduced hereunder :

"(a) This Hon'ble Court be pleased to permit the Appellants to delete and relinquish their claim over parcel of lands mentioned in Schedule I herein and more precisely described under various conveyance deeds (Exhibit A - F) enumerated under para 3 (b) of the instant Application as well as Affidavits dated 06-05-2014 (Exhibit G) and 01-08-2017 (Exhibit H) vide Order 23 Rule 1 of the Code of Civil Procedure, 1908".

2. Amendment to be carried out within a period of one week from today.
The Civil Application is accordingly disposed off.

3. A copy of this order shall be forthwith served on the Respondents as

well as their Advocates.

4. Place the Second Appeal for Admission on 12th October, 2017.

(S.J.KATHAWALLA, J.)