

Vidya Amin

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**FIRST APPEAL NO. 1658 OF 2006
WITH
CIVIL APPLICATION NO. 408 OF 2013 IN F.A. NO. 1658 OF 2006**

M/s. Shruti Builders & Ors. ... Appellants/Applicants
VS.

Pawan @Pawankumar A. Agarwal & Ors. ... Respondents

Mrs. H.D. Kapadia i/b. Mrs. K.G. Parmar, Advocate for the appellants/applicants.

Mr. Sagar Joshi i/b. Mr. Ambar Joshi, Advocate for respondent no.1.

CORAM: **MRS.MRIDULA BHATKAR, J.**
DATE : **AUGUST 28, 2015**

P.C.:

The learned counsel for the appellants and respondents have filed consent terms. The partners of the appellants have signed the consent terms. The learned counsel submitted that respondent no. 2 to 8 have filed Deed of Retirement from the partnership and the main contestant is respondent no. 1 Pawankumar Agarwal, who has filed affidavit in support of consent terms, as he is not present.

2. The consent terms is accepted and taken on record and marked as 'X' for identification. First Appeal is hereby decreed in terms of consent terms. The decree is to be drawn accordingly. In accordance with the rules, Court fees is to be refunded to the appellants.

3. In view of disposal of First Appeal, Civil Application does not survive and hence, the same is accordingly disposed of.

(MRS.MRIDULA BHATKAR, J.)