

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**ORDINARY ORIGINAL CIVIL JURISDICTION****SUIT (L) NO. 1241 OF 2014****with****NOTICE OF MOTION (L) NO. 17 OF 2005****WITH****LEAVE PETITION (L) NO. 3 OF 2015**

Siyaram Silk Mills Ltd.

...Plaintiff

vs.

Shree Shree Balaji Fabrics

...Defendant

Mr.Rashmin Khandekar i/b. M/s.Krishna & Saurastri Associates for Plaintiff.
Mr.Owais Pechkar for Defendant.

CORAM : S.C. GUPTE, J.**05 FEBRUARY 2015****P.C. :**

Learned Counsel undertakes to file a vakalatnama of the Advocate of the Defendant within a period of one week from today.

2 Learned Counsel for the parties tender Consent Terms duly signed by the Plaintiff through its authorized representative and the Defendant through its sole proprietor, who is present in person in court today. The Consent Terms are taken on record, marked "X" for identification. The statements and undertakings contained therein are accepted. In terms of the Consent Terms, the leave petition is allowed. There will be a decree on admission against the Defendants in terms of the Consent Terms. No order as to costs. Refund of Court fees in accordance with the applicable Rules.

3 In view of the disposal of the suit, nothing survives in the Notice of Motion and the same is disposed of.

(S.C. Gupta, J.)