

**IN THE HIGH COURT OF BOMBAY AT GOA**

**COMPANY APPEAL NO. 2 OF 2007**

FOMENTO RESORTS AND HOTELS  
LTD.REP.BY ITS COMPANY SECRETARY  
MR.I.B. MUCHANDI,VAIGUINIM BEACH,  
GOA.

... Appellant

Versus

GOA GOLF CLUB PVT.LTD., TALEIGAO  
GOA.

... Respondent

Mr. Sudesh Usgaonkar, Advocate with Ms. R. Pereira, Advocate for  
the appellant.

Mr. S.G. Desai, Senior Advocate with Ms. Pavithran, Advocate for  
the respondent.

Coram:- F. M. REIS &  
K. L. WADANE, JJ.

Date:- 14th January, 2016

P.C.

1. Heard Mr. Sudesh Usgaonkar, learned Counsel appearing for the  
appellant and Mr. S.G. Desai, learned Senior Counsel appearing for  
the respondent.

2. After hearing the learned counsel appearing for the respective  
parties, time was sought by the parties to explore the possibility of  
settlement with regard to the disputed claim in the above appeal.

3. When the matter was taken up for hearing, both the learned  
counsel pointed out that the parties have amicably settled their  
disputes and filed Minutes of the order along with annexures duly  
signed by the authorised persons of the appellant and the respondent  
and the learned counsel for the appellant and the respondent. Both  
the authorised representatives of the appellant and the Managing

Director of the respondent are present in the Court and admitted and accepted the contents of the terms recorded therein. As the matter has been amicably settled, the Minutes of the order are accepted and taken on record and marked "X" for identification.

4. Hence, the Company Appeal is disposed of in terms of the Minutes of the order and marked "X" for identification.

5. At the request of Mr. Sudesh Usgonkar, learned counsel for the appellant and by consent of Mr. S.G. Desai, learned Senior Counsel for the respondent, the Registry is directed to refund the amount with accrued interest thereon in terms of Claus 4 of the Minutes of the order.

K. L. WADANE, J.

F. M. REIS, J.

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