

IN THE HIGH COURT OF JUDICATURE AT MUMBAI
CIVIL APPELLATE JURISDICTION
CIVIL REVISION APPLICATION NO.653 OF 2013

Sion Kamgar Co-operative Housing Society Limited ... Applicant
Vs.
Dr. Atul Pundalik Chirmade and others ... Respondents

Mr. H. R. Pawar for Applicant.

CORAM : R. G. KETKAR, J.
DATE : MARCH 07, 2016

P.C. :

Heard Mr. Pawar, learned Counsel for applicant.

2. By this Application under Section 115 of the Code of Civil Procedure, 1908, applicant, hereinafter referred to as defendant No.1, has challenged the judgment and order dated 08.03.2013 passed in S.C.Suit No.2153 of 2012. By that order, the learned trial Judge held that the Suit is not barred in view of Section 164 of the Maharashtra Co-operative Societies Act, 1960.

3. Mr. Pawar states that on 17.10.2015, plaintiffs have withdrawn the Suit. He, therefore, states that this C.R.A does not survive and it may be disposed of as infructuous.

4. In view thereof, C.R.A. is disposed of as infructuous. Order accordingly.

(R. G. KETKAR, J.)