

*Sequeira*

*IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE SIDE JURISDICTION*

*APPEAL FROM ORDER NO. 535 OF 2016  
Along with  
CIVIL APPLICATION NO. 682 OF 2016*

Perviz Homi Karapatel & anr. ... Appellants  
V/s.  
Szarin Noshir Pardiwala & anr. ... Respondents.

Mr.Ranbir Singh i/b Mr.Manohar Sawant, for Appellants / Applicants.  
None for Respondents.

*Coram : N.M. Jamdar, J.  
Wednesday 15 June, 2016.*

**P.C. :-**

Not on Board. Taken on Production Board.

2. The Appeal is taken for production before this Court as Regular Court is unable to take up the Appeal. The learned counsel for the Appellants states that the order impugned in this Appeal is partly rejecting amendment to the plaint and therefore, the Appeal is not maintainable and seeks leave to withdraw the Appeal to file appropriate proceedings. The Appeal is accordingly disposed of as withdrawn with liberty as prayed.

3. The Civil Application also stands disposed of.

*(N.M. Jamdar, J.)*