

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

**APPEAL FROM ORDER (ST.) NO.26676 OF 2015**

|                             |    |            |
|-----------------------------|----|------------|
| M/s.Mecury Fabricators      | .. | Appellant  |
| Vs.                         |    |            |
| Narendra Kumar Malik & Ors. | .. | Respondent |

**along with  
CIVIL APPLICATION NO.1352 OF 2015  
in  
APPEAL FROM ORDER (ST.) NO.26676 OF 2015**

|                            |    |            |
|----------------------------|----|------------|
| Archana Kawal Dumir & Ors. | .. | Applicants |
|----------------------------|----|------------|

|                             |    |             |
|-----------------------------|----|-------------|
| In the matter between       |    |             |
| M/s.Mecury Fabricators      | .. | Appellant   |
| Vs.                         |    |             |
| Narendra Kumar Malik & Ors. | .. | Respondents |

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Mr.Shilpan Gaonkar i/by Mr.Rajesh Khobragade for the appellant.  
None for the respondents.

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**CORAM : R.D. DHANUKA, J.**  
**DATE : 15<sup>th</sup> February 2016**

P.C.

. Learned counsel appearing for the appellant seeks permission to withdraw appeal from order with liberty to file appropriate proceedings.

2. Appeal from order is dismissed as withdrawn with liberty as prayed. In view of withdrawal of the appeal, civil application does not survive and the same is accordingly dismissed. No order as to costs.

**R.D. DHANUKA, J.**