

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

SUIT NO. 607 OF 2014

Mr. Mangatram Arora and Ors. ... Plaintiffs

Versus

M/s. Sunrise Lifestyles & Homes Pvt. Ltd. and Ors. ... Defendants

ALONG WITH

SUIT NO. 2058 OF 2009

Mrs. Kumar Vijaya Laxmi Putta and Ors. ... Plaintiffs

Versus

M/s. Sunrise Lifestyles and Homes Pvt. Ltd. & Ors. ... Defendants

Mr. Pravin Gidwani for the Plaintiffs in S. No. 607 of 2014 and for Defendant Nos. 3, 4 and 5 in S. No. 2058 of 2009.

Mr. J.P. Sen, Sr. Adv. a/w. Mr. Jai Chhabria, Ms. Hiral Thakkar, Ms. A. Anandpara i/b. Federal & Rashmikant for the Plaintiffs in S. No. 2058 of 2009 and for Defendant Nos. 3 to 6 in S. No. 607 of 2014.

Mr. Chirag Mody a/w. Munaf Virjee, Mr. Nilesh Tated, Ms. Prachi Garg i/b. DSK Legal for Defendant No. 1.

Mr. Ankit Lohia i/b. Ashok Purohit & Company for Defendant Nos. 7 and 8 in S. No. 607 of 2014.

Mr. Zunaid Birya, Director of Defendant No. 1, present in person.

CORAM : S.J. KATHAWALLA, J.
DATED : 15TH MARCH, 2016

P.C. :

1. Suit No. 607 of 2014 is not pressed against Defendant Nos. 2, 7 and 8. In view thereof, the Suit against Defendant Nos. 2, 7 and 8 is dismissed as not pressed.

2. The learned Advocates appearing for the parties have tendered the Consent Terms dated 15th March, 2016. They submit that the Consent Terms be taken on record and the above two cross Suits, Notice of Motion No. 621 of 2016

and all Interlocutory Applications be disposed of in terms of the Consent Terms. It is also submitted that the orders passed earlier by this Court may stand vacated. The Consent Terms are taken on record and marked “X” for identification. The Consent Terms are signed by Plaintiff Nos. 1 to 3 and Defendant Nos. 3, 4, 5 and the Constituted Attorney of Defendant No. 6, who are Plaintiff Nos. 1 to 4 in Suit No. 2058 of 2009. The Consent Terms are also signed by the Advocates for the parties. The undertakings recorded in the Consent Terms are accepted. The above two cross Suits, Notice of Motion No. 621 of 2016 and all Interlocutory Applications are disposed of in terms of the Consent Terms marked 'X'. Earlier orders passed by this Court stand vacated. Refund of Court Fees, if any, as per Rules. Liberty to apply.

(S.J.KATHAWALLA, J.)