

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 143 OF 2016
AND
NOTICE OF MOTION NO. 520 OF 2016
AND
NOTICE OF MOTION NO. 858 OF 2016
IN
SUIT NO. 143 OF 2016**

M/s. Mandev Tubes Pvt. Ltd.	...Plaintiffs
<i>Versus</i>	
M/s. Hariom Metal & Tubes	...Defendants

Mr. Rohan Kadam, *with Mr. Joseph Varikasery and Rajashri Karande, for the Plaintiffs.*
Mrs. Bhagwati Trivedi, *i/b M/s. Bhagwati & Co. for the Defendants.*

CORAM: G.S. PATEL, J
DATED: 11th April 2016

PC:-

1. On instructions, Mr. Kadam for the Plaintiffs seeks leave to withdraw the Suit with liberty to file a fresh Suit on the same cause of action. Leave granted with liberty as prayed.

2. In view thereof, the Notice of Motion does not survive and is disposed of accordingly.
3. Consequently, the Defendant's Notice of Motion No. 858 of 2016 under Order VII Rule 11 is also infructuous and stands disposed of as such.
4. Refund of Court fees, if any, in accordance with Rules.
5. All concerned to act on an authenticated copy of this order.

(G. S. PATEL, J.)