

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.837 OF 2017**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr.Pravin G. Sawant, Advocate for Petitioner.

Ms.Neela Dholakia, Advocate for Respondent.

CORAM : R. G. KETKAR, J.

DATE : 31/01/2017

P.C.:

1. Not on board. At the request of Mr.Sawant taken up for admission.
2. Heard Mr.Pravin Sawant, learned Counsel for the petitioner and Ms.Neela Dholakia, learned Counsel for the respondent, at length.
3. After arguing the petition for quite some time, Mr. Sawant seeks liberty to withdraw Suit No.167/2017 (S.C. Suit (st.) No.11577/2016) with liberty to file fresh suit on the same cause of action. In view thereof, on the motion made by Mr.Sawant, the plaintiff is allowed to withdraw the suit with liberty to file fresh suit on the same cause of action. The petitioner shall produce authenticated copy of this order before the trial Court for passing necessary

order. In view thereof, it is not necessary to examine the challenge to the impugned order and the petition stands disposed of accordingly.

(R. G. KETKAR, J.)