IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION (ST.) NO.5585 OF 2017
IN
FIRST APPEAL (ST.) NO.5519 OF 2017

SBI Capital Market Limited … Applicant/Appellant
Versus
Western Paques (India) Ltd.
And Another … Respondents

…..

Ms. Sunitha Perumal i/b Mr. Sachin V. Masurkar for the Applicant.

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CORAM : S.C.GUPTE, J.

DATE : 3 MAY 2017

P.C. :

. Civil Application (St.) No.5585 of 2017 is for the condonation of delay in filing the present First Appeal. For the reasons stated in the civil application, the delay is condoned. The civil application is allowed.

2 Learned Counsel for the Appellant/Appellant seeks leave to withdraw the present First Appeal with liberty to file a fresh challenge the order of dismissal of the suit and also the order on the notice of motion.

3 The First Appeal is dismissed as withdrawn with liberty as prayed for.

(S.C. GUPTE, J.)