

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

**CIVIL APPLICATION NO. 1027 OF 2017
IN
FIRST APPEAL NO. 854 OF 2011**

M.S. Shah Developers Pvt.Ltd.	...Applicant/Appellant
Vs.	
Gokuldas Ramraya Pai	...Respondent

Ms.Jyoti Chavan for Applicant.
Mr.Sanjiv Sawant with Abhishek Deshmukh and Balvendra Singh for Respondent.

CORAM : S.C. GUPTE, J.

25 APRIL 2017

P.C. :

After the civil application is heard at some length, learned Counsel for the Applicant (original Appellant in the first appeal) seeks leave to withdraw the civil application with liberty to adopt such steps against the Respondent herein in enforcement of her client's independent rights to the suit property, namely, CTS No.213, forming the subject matter of the present first appeal.

The civil application is dismissed as withdrawn with liberty as prayed. All rights and contentions of the parties on merits are kept open.

(S.C. GUPTE, J.)