

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

**APPEAL FROM ORDER (ST) NO. 11670 OF 2017
WITH
CIVIL APPLICATION (ST) NO. 11673 OF 2017**

Shri Prabhu s/o. Piraji Jagtap	...Appellant
Vs.	
Municipal Corporation of Greater Mumbai & Anr.	...Respondents

Mr. Anand Kandoi with Vaibhav V. Ugle for Appellant.
Ms. Madhuri More for Respondent No.1 – MCGM.
Mr. Sandeep Mahadik for Respondent No.2.

CORAM : S.C. GUPTE, J.

4 MAY 2017

P.C. :

After the AO is heard at some length, learned Counsel for Respondent No.2 makes a statement that his client will not erect any tin shade between the suit structure and the road. On this statement, learned Counsel for the Appellant seeks leave to withdraw the AO. The statement is accepted. The AO is dismissed as withdrawn.

In view of the dismissal of the AO, the civil application does not survive and the same is also disposed of.

(S.C. GUPTE, J.)