

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

**CIVIL APPLICATION NO. 1327 2017
IN
FIRST APPEAL NO. 494 OF 2017**

Mevalal Hitlal GuptaApplicant/
Appellant

Versus

Phoolchand Hitlal Gupta & Ors. ...Respondents

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Ms.Rita Yadav i/b. Reeti Law Associates for the Appellant.
Mr. Ketan Parekh i/b. K.R. Parekh & Co. for Respondent Nos. 1 to 3.

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**CORAM: MRS.MRIDULA BHATKAR, J.
DATED: SEPTEMBER 01, 2017**

P.C. :

1. Upon urgent mentioning, taken on Production Board.

2. Learned counsel of both the sides submit that the parties have settled the matter amicably out of the Court. They have filed the Consent Terms, which is taken on record and marked as **Exhibit -1**. The Consent Terms are signed by all the parties and their respective advocates. Parties are present in the Court and their identity is verified.

3. Learned counsel for the appellant submits that respondent nos. 4 to 6 are formal parties and the appellant wants to withdraw his appeal under the Suit against respondent nos. 4 to 6 as the appellant does not seek any relief against them.

4. Allowed to withdraw. The Consent Terms is accepted in terms of undertakings and the First Appeal is hereby disposed of in terms of the said Consent Terms.

5. In view of dismissal of the First Appeal, nothing survives in the Civil Application and the same is disposed of as such.

(MRIDULA BHATKAR, J.)