

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

**WRIT PETITION NO.7865 OF 2006
WITH
CIVIL APPLICATION NO.3149 OF 2016**

M/s. Borosil Glass Works Ltd. ... Petitioner
versus
Baban Ramchandra Kokare ... Respondent

**WITH
WRIT PETITION NO.2639 OF 2010**

Baban Ramchandra Kokare ... Petitioner
versus
M/s. Borosil Glass Works Ltd. ... Respondent

Mr. R.N.Shah with Mr. Piyush Shah, for Petitioner and for Respondent in WP No.2639 of 2010.

Mr. Shailesh Pathak for Applicant in CA No.3149 of 2016 and for Respondent in WP No.7865 of 2006 and for Petitioner in WP No.2639 of 2010.

Mr. Baban R. Kokare, Respondent present.

CORAM: S.J. KATHAWALLA, J.

**DATE: 27th NOVEMBER, 2017
(In Chambers)**

P.C.:

1. Writ Petition No.2639 of 2010 is not on board. Upon mentioning, taken on board.
2. The learned Advocates appearing for the parties have tendered Consent Terms dated 27th November, 2017. They submit that the Consent Terms be taken on record and Writ Petition No.7865 of 2006 and Civil Application No.3149 of 2016 be

disposed off in terms of the Consent Terms. The Consent Terms are taken on record and marked 'X' for identification. The Consent Terms are signed by the Assistant Manager (Legal) of the Petitioner, the Respondent and the respective Advocates for the parties. The undertakings recorded in the Consent Terms are accepted. The Writ Petition No.7865 of 2006 and Civil Application No.3149 of 2016 are disposed off in terms of the Consent Terms, marked 'X'. It is clarified that the Respondent shall be allowed to withdraw an amount of Rs.2,43,624/- deposited by the Petitioner on 30th September, 2010 along with interest accrued if any.

3. In view of the above order, the learned Advocate appearing for the Petitioner in Writ Petition No.2639 of 2010 seeks to withdraw the Writ Petition. The Writ Petition No.2639 of 2010 also stands disposed off as withdrawn.

(S.J.KATHAWALLA, J.)