

Santosh

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 12808 OF 2017**

Dadajee Dhackjee & Company Ltd & Anr	...Petitioners
<i>Versus</i>	
Neelam V Rajani & Ors	...Respondents

Mr GS Godbole, *i/b M/s Mahesh Jani & Co., for the Petitioners.*
Mr Shyam Dewani, *a/w Ms Anupama Pawar, Ms Akanksha
Helaskar & Pratik Thakkar, i/b Dewani Asso., for Respondents
Nos.1 to 3.*
Ms Swapnila Rane, *for Respondent No.4/New India Assurance Co.*
Mr RM Haridas, *for Respondent No.6.*

CORAM: G.S. PATEL, J
DATED: 21st November 2017

PC:-

1. On instructions, Mr Godbole seeks leave to withdraw the Petition. The Petition is dismissed as withdrawn with the clarification that the RAE&R Suit No.726/1127 of 2003 filed by the Petitioner, Dadajee Dhackjee Pvt Ltd, against Hickson and Dadajee Pvt Ltd., will proceed unaffected by the amendment permitted in the present TE&R Suit No.235/254 of 2003. In other words, the allowing of the amendment in TE&R Suit No.235/254 of 2003 will not prejudice the merits of the Petitioner's RAE&R Suit No.726/1127 of 2003.

2. The Writ Petition is disposed of in these terms. No costs.

(G. S. PATEL, J.)