

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**COMMERCIAL SUIT (L) NO.54 OF 2017
WITH
LEAVE PETITION NO.48 OF 2017**

IL And FS Transportation Networks Ltd. ... Plaintiff
Versus
Umesh Kumar Baveja And Others ... Defendants
.....
Mr. Anirban Sen i/b Krishnamurthy And Co., for the Plaintiff.
.....

CORAM : S.C.GUPTE, J.

DATE : 13 JUNE 2017

P.C. :

. Learned Counsel for the Plaintiff seeks leave to withdraw the Commercial Suit with liberty to take out an appropriate petition before the National Company Law Tribunal (NCLT) on the same cause of action. He also seeks leave to reserve liberty to file a fresh suit, in case his application is refused by NCLT.

2 The Petition is dismissed as withdrawn with liberty as prayed.

3 Refund of Court Fees in accordance with the applicable Rules.

(S.C. GUPTE, J.)