

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

COMPANY PETITION NO.793 OF 2015

Ashok B.Agarwal.

...Petitioner.

vs.

M/s.Unigifts Novelties Pvt. Ltd.

...Respondent.

Ms. Devki Sahu i/by R.R.Varma for the Petitioner.

Mr. Nikhil Patil i/by P.M.Jadhav for the Respondent.

CORAM : A.S.GADKARI, J.

DATE : 03rd July, 2017

P.C.

1. The learned counsel for the petitioner on instructions seeks leave to withdraw the petition with liberty to file a substantive suit for recovery of the amount claimed in the petition.

2. Leave and liberty granted.

3. Petition is disposed off with liberty to file a suit, provided it is within a period of limitation. The pendency of the present petition shall not be construed as an extension to the limitation if it is already expired.

4. Petition is disposed off in the aforesaid terms.

(A.S. GADKARI, J.)