

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

SUIT NO.1318 OF 2011

Woodland Construction Pvt. Ltd.)....Plaintiff

V/s.

Messrs. Sainath Builders & Ors.)....Defendants

Mr.Liz Thachet a/w Mr.Jayesh Rathod i/by Dhiren H.Shah for plaintiff.

[Mr.Manoj Champaklal Shah-Director of plaintiff present in court].

Ms.Usha Rahi i/by M/s.Sunil & Co. for defendant no.6.

[Mr.Sunay Kargatia-Director of defendant no.6 present in court].

CORAM : K.R.SHRIRAM,J

DATE : 28.8.2017

P.C.:-

1 Counsel appearing for plaintiff and counsel appearing for defendant no.6 state that the suit that was disposed pursuant to consent terms dated 20.12.2012 be restored as per prayer clause-(a) in Notice of Motion No.983 of 2017. Counsel state that prayer clause-(b) also be granted.

Amendment to be carried out forthwith. Re-verification dispensed with.

2 Counsel for plaintiff seeks leave to withdraw the suit as against defendant nos.1 to 5. Suit dismissed as withdrawn as against defendant nos.1 to 5.

3 Plaintiff and defendant no.6 have entered into Consent terms dated 28.8.2017. Consent terms signed by the director of the plaintiff, director of defendant no.6 and their respective advocates is taken on record and marked 'X' for identification. Counsel for plaintiff and counsel for defendant no.6 state that the signatories of plaintiff and defendant no.6 are present in court and identify them.

4 Order in terms of Consent terms. Suit decreed as against defendant no.6 as per the Consent terms.

5 All interim applications stand disposed. Interim orders if any, stand vacated.

(K.R.SHRIRAM,J)