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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUMMONS FOR JUDGMENT NO.44 OF 2013**

**IN**

**COMMERCIAL SUIT NO.59 OF 2013**

**WITH**

**NOTICE OF MOTION NO.12 OF 2013**

**IN**

**COMMERCIAL SUIT NO.59 OF 2013**

Sandosz Pvt. Ltd.

...Plaintiff

vs

Twilight Litakal Pharma Limited

...Defendant

.....

Ms. Shruti Katakey, i/b. Crawford Bayley & Co., for the Plaintiff.

.....

**CORAM : S.C. GUPTE, J.**

**DATED : JULY 4, 2017**

**P.C. :**

. Mentioned when the board was discharged.

2. Learned Counsel for the Plaintiff seeks leave to withdraw the suit. The Defendant has been ordered to be wound up and Official Liquidator, High Court, Bombay is appointed as a liquidator of the Defendant. Learned Counsel submits that the Plaintiff shall prosecute their claim before the Official Liquidator by submitting a proof of debt. A proof of debt in this behalf is already been submitted to the Official Liquidator. Suit dismissed as withdrawn. The Plaintiff to seek recovery

of their claim in liquidation. No order as to costs.

2. In view of the disposal of the suit, nothing survives in the Summons for Judgment and the Notice of Motion and the same are disposed of.

**( S.C. GUPTE, J. )**