

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

COMMERCIAL SUIT (L) NO. 429 OF 2017

Global Energy Pvt.Ltd.

...Plaintiff

Vs.

Maharashtra State Electricity Distribution
Company Ltd. & Anr.

...Defendants

Mr.Chirag Dave I/b. Legasis Partners for Plaintiff.

CORAM : S.C. GUPTE, J.

11 OCTOBER 2017

P.C. :

The present suit is for restraining invocation of a bank guarantee. Since the bank guarantee has already been invoked and the monies have been paid thereunder, learned Counsel for the Plaintiff seeks leave to withdraw the present suit with liberty to file a fresh suit concerning the bank guarantee and the payment made thereunder by Defendant No.2 to Defendant No.1.

The suit is dismissed as withdrawn with liberty as prayed. No order as to costs. Refund of court fees in accordance with the applicable rules.

(S.C. GUPTE, J.)