

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 694 OF 2015
WITH
CIVIL APPLICATION NO. 849 OF 2015
IN
APPEAL FROM ORDER NO. 694 OF 2015

Diana Vincent Mendes & Ors. ..Applicants

v/s.

Allwyn Joseph D'Costa & Ors. ..Respondents

Mr. Sundar T.K.S.Mani i/b. Divya Jain for the Applicant/Appellant
Mr. Denzil D'Mello for the Respondent Nos.1 and 2.

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 19th MARCH, 2018.

P.C.

1. The learned Counsel for the appellant submits that the apprehension based on which the plaintiff had taken out the Notice of Motion No. 298 of 2011 no longer survives. In view of which he seeks leave to withdraw the Appeal from Order. Leave granted.
2. Appeal from Order is dismissed as withdrawn.
3. Civil Application stands dismissed in view of withdrawal of the appeal from order.

(ANUJA PRABHUDESSAI, J.)