

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**FIRST APPEAL (ST) NO. 17386 OF 2018
WITH
CIVIL APPLICATION NO. 2318 OF 2018
IN
FIRST APPEAL (ST) NO. 17386 OF 2018**

Antara Shailesh Mulay

.Appellant /
Applicant

Vs.

The Rupee Co-operative Bank Ltd. & anr.

.Respondents

Mr. V. A. Sugdare, Advocate, for the Appellant / Applicant

Mr. P. Patil, Advocate, for the Respondent No. 1

CORAM : V.M.DESHPANDE, J.

DATE : 11.07.2018

P.C.

. Mr. Sugdare, learned counsel for the Appellant / Applicant states that wrongly the Appeal is filed before this Court. It is his submission that it should have been filed before the District Court, Pune and therefore, he prays for withdrawal of this Appeal with liberty to file before the appropriate Court. Statement accepted.

2. The Appeal is disposed of with liberty as prayed for.

3. In view of disposal of the Appeal, nothing survives for

consideration in Civil Application and the same is also disposed of accordingly. Needless to mention that if the Appeal is filed before the District Court within a period of two weeks from today and if the said Appeal is accompanied with an Application for condonation of delay, it is expected from the learned Judge to consider the same in the light of law of limitation.

(V.M.DESHPANDE, J.)