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

**APPEAL FROM ORDER NO.397 OF 2016
WITH
CIVIL APPLICATION NO.519 OF 2016
IN
APPEAL FROM ORDER NO.397 OF 2016**

Nadar Edwar Manickraj Joseph ... Appellant

V/s.

The Municipal Corporation of
Greater Mumbai ... Respondent

Mr. M. R. Yadav, for the appellant.
Mrs. Madhuri More, for respondent corporation.
Mr. A.L. Shukla, for respondent No.2.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 16th OCTOBER, 2018.

P.C. :

1] Learned counsel for the appellant seeks leave to withdraw the appeal with liberty to take out appropriate steps for amending the plaint and proceed with the hearing of the suit. His only request is that the hearing of the suit be expedited.

2] In view thereof, the Appeal from Order is disposed off as withdrawn with liberty as prayed for.

3] If both parties co-operate, the trial Court to make endeavour to dispose off the suit as expeditiously as possible.

4] In view of withdrawal of Appeal, pending Civil Application no more survives and the same is disposed off accordingly.

[DR.SHALINI PHANSALKAR-JOSHI, J.]