

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

APPEAL FROM ORDER STAMP NO. 32824 OF 2018

**WITH
APPEAL FROM ORDER STAMP NO. 32830 OF 2018
WITH
CIVIL APPLICATION STAMP NO. 34001 OF 2018**

**WITH
APPEAL FROM ORDER STAMP NO. 32832 OF 2018
WITH
CIVIL APPLICATION NO. 34002 OF 2018**

Tarun Keshrichand Shah and another ... Appellants
Versus
M/s. Kishore Engineering Company and others ... Respondents

.....
Mr. Abhinav Chandrachud a/w Mr. Naresh Ratnani, Advocates i/b
Ashwin Ankhad & Associates for the Appellants.
Mr. Arun H. Mehta, Mr. Chetan Shah & Ms Ashwini C. Pawar,
Advocates i/b Akshar Laws for the Respondent No.2.

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CORAM : A. S. CHANDURKAR, J.

DATE : 18th DECEMBER, 2018.

P. C.:

1. The learned Counsel for the appellants submits that the orders impugned in these appeals are liable to be challenged by filing writ petitions in view of the fact that appeal under the provisions of

Order XLIII Rule 1 of the Code of Civil Procedure, 1908, is not found to be maintainable.

2. Accordingly, all the Appeal from Orders are permitted to be withdrawn with aforesaid liberty.

3. The Appeal from Orders as well as civil applications stand disposed of.

(A. S. CHANDURKAR, J.)