

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

**FIRST APPEAL NO. 331 OF 2018
WITH
CIVIL APPLICATION NO. 935 OF 2018
WITH
CIVIL APPLICATION NO. 936 OF 2018
IN
FIRST APPEAL NO. 331 OF 2018**

Dilip PagayAppellant
V/s.
Mr. Siddharth Rajendra Mayur Respondent

Ms. Pinky Bhansali for the appellant.
Mr. Girish Godbole, Mr. Shanay Shah, Mr. Rahul Soman
a/w. Mr. Aniket Kharote i/b. M/s. Solomon & Co. for the respondent.

**CORAM: SMT. ANUJA PRABHUDESSAI, J.
DATED: 04th APRIL, 2018.**

P.C.:

. Ms. Pinky Bhansali, learned counsel for the appellant under instructions, seeks leave to withdraw the appeal with liberty to file appropriate proceedings. Mr. Girish Godbole, learned counsel for the respondent submits that the question of maintainability of the appropriate proceedings be kept open. Leave with liberty to file appropriate proceedings is granted. Appeal is dismissed as withdrawn. It is made clear that the issue of maintainability of “appropriate proceedings” as well as all points and contentions are specifically kept

open. Both Civil Applications stands disposed of in view of dismissal of the appeal.

(SMT. ANUJA PRABHUDESSAI, J.)