

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY PETITION NO.1252 OF 2015
WITH
COMPANY APPLICATION NO.368 OF 2017
IN
COMPANY PETITION NO.1252 OF 2015**

M/s. Fairwood Project Management and
Consultancy Services Private LimitedPetitioner

Vs.

M/s. Envirox Protection Co. Pvt. Ltd.Respondent

Mr. Ganesh Y. Mirashigaonkar for petitioner.

Ms. Leena R. Temkar for respondent.

Mr. V.V. Chandrashekhar, Legal Manager of respondent company present.

CORAM : K.R.SHRIRAM, J.

DATE : 22nd JANUARY, 2018

PC.:

COMPANY PETITION NO.1252 OF 2015

1 Ms. Temkar, counsel for respondent company, on instructions from Mr. V.V. Chandrashekhar, Legal Manager of respondent company states that respondent company has admitted that it is liable to pay a sum of Rs.48,84,381/- which is the principal amount. Ms. Temkar, on instructions further states that respondent company will pay ad-hoc interest on this outstanding amount at 12% p.a. subject to determination in arbitration. So far as the milestone amounts are concerned, Ms. Temkar raises a dispute and I too feel, without going into the details, that respondent is justified in raising the dispute. Ms. Temkar agrees that the disputes relating to milestone amounts and interest could be referred to arbitration. Both

counsel state that the matter be placed on 29th January, 2018 for filing consent terms.

2 Stand over to 29th January, 2018 for filing consent terms.

COMPANY APPLICATION NO.368 OF 2017

Ms. Temkar, counsel for applicant seeks leave to withdraw the application.

Therefore, company application stands dismissed as withdrawn.

(K.R. SHRIRAM, J.)