

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUIT NO.392 OF 2014
WITH
NOTICE OF MOTION NO.1399 OF 2015**

Rodney Miranda ... Plaintiff

Versus

Mrs. Sandra Rose And Others ... Defendants

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Mr. Joaquim Reis, Senior Advocate a/w Ms. Martina Sapkal I/b M/s Arun Sapkal & Co. for the Plaintiff.

Mr. Shreepad Murthy a/w Abhishek Patil I/b Anand Nikhal for Defendant Nos.1 and 2.

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CORAM : S.C.GUPTE, J.

DATE : 31 JANUARY 2018

P.C. :

. Learned Counsel for the Plaintiff and Defendant Nos.1 and 2 submit Consent Terms duly signed by their respective clients and also the Advocates. Learned Counsel for the Plaintiff states that his client proposes to withdraw the suit against Defendant No.3 and seeks a decree in terms of the consent terms against Defendant Nos.1 and 2. Consent Terms are taken on record, marked 'X' for identification. The statements and undertakings contained therein are accepted. The Plaintiff is present before the Court. Defendant No.1, who is also the Constituted Attorney of Defendant No.2, was present before the Master and Assistant Prothonotary (Judl.), before whom these consent terms were signed.

2 The Suit is disposed of as between the Plaintiff and Defendant Nos.1 and 2 in terms of the consent terms. The Suit is dismissed as withdrawn as against Defendant No.3. No order as to costs. Refund of court fees, if any, in accordance with the applicable rules.

3 In view of the disposal of the Suit, the Notice of Motion does not survive and the same is also disposed of.

(S.C. GUPTE, J.)