

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

COMPANY PETITION NO. 753 OF 2016

M/s. Fosroc Chemicals (India) Private Limited .. Petitioner
Vs.
Unity Infra Projects Limited .. Respondent

Mr. Zacarias Joseph i/b Khaitan and Co. for petitioner.
Mr. Deepak Deshmukh a/w. Mr. Prashant Gawali i/b Naik Naik and Co. for respondent.

**CORAM : K.R.SHRIRAM, J.
DATE : 23RD APRIL 2018**

P.C.

1 Shri Deepak Deshmukh, Advocate states that Naik Naik and Co. will filed Vakalatnama on behalf of respondent, on or before 26th April 2018.

Statement accepted.

2 Shri Deshmukh appearing for the company states that the National Company Law Tribunal (NCLT) has appointed Insolvency Resolution Professional (IRP) with respect to the company and in two other petitions, the petitioner had withdrawn the petitions with liberty to lodge claims with the IRP

3 Shri Joseph appearing for petitioner states that his understanding from what is stated by Shri Deshmukh is that the liquidation process of the company has already begun. Shri Deshmukh confirms the same.

4 In view of this statement made by Shri Deshmukh, Shri Joseph for petitioner seeks leave to withdraw the petition and lodge their claim with the IRP who is liquidating the company.

5 Petition dismissed as withdrawn with liberty as sought.

IRP(Liquidator) to consider petitioner's claim in accordance with law.

(K.R. SHRIRAM, J.)