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

SUIT NO. 49 OF 2013
WITH
NOTICE OF MOTION NO. 1669 OF 2018
IN
SUIT NO. 49 OF 2013
WITH
CHAMBER SUMMONS NO. 655 OF 2017
IN
SUIT NO. 49 OF 2013

Rabinder Nigam & Anr.

...Plaintiffs.

VS

Banoo Nusserwanji Cama & Ors.

...Defendants.

.....

Mr Nilesh Tated for the Plaintiffs.

Mr Yohaam Rubens a/w Ms Janvi Dutt I/b Vigil Juris for the
Defendants.

.....

**CORAM : B.P.COLABAWALLA, J.
JANUARY 14, 2019.**

P.C. :

Learned advocate appearing on behalf of the Plaintiffs states that he has received instructions from both the Plaintiffs that the disputes raised in this suit have been settled amicably out of Court and hence seeks leave to withdraw the suit. He has also tendered copies of two letters both dated 5th January, 2019 addressed by both the Plaintiffs to their advocates giving the aforesaid instructions. The copies of the said letters are taken on record and

marked “**X-1**” and “**X-2**” for identification.

2 In view of the these instructions, the suit is dismissed as withdrawn. Refund of court fees as per rules.

3 In view of withdrawal of the suit, nothing survives in Notice of Motion No. 1669 of 2018 and Chamber Summons No. 655 of 2017, and the same are disposed of accordingly.

(B.P.COLABAWALLA, J.)