

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.6600/2019

M/s.Diffusion Engineering Limited through its Personal Manager-Mr.Sheikh Imtiyaz s/o
Noor Mohd.

Vs.

Pruthviraj Patle and others.

Office notes Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri M.G.Bhangde, Sr. Advocate with Shri R.M.Bhangde, Advocate for
petitioner.

Shri R.N.Sen, Advocate for respondents.

CORAM : A.S.CHANDURKAR, J.

DATED : DECEMBER 11, 2019.

Shri R.N.Sen, learned counsel for the respondents
prays that the respondents be permitted to withdraw notice that
was served on the petitioner to produce documents at Exhibit U-
25 before the trial Court. He submits that liberty may be granted
to move a fresh notice with similar request.

Shri M.G.Bhangde, learned Senior Advocate for the
petitioner referred to the decision in ***20th Century Fox Corporation
(India) (Private) Ltd. Vs. F.H.Lala and ors. 1976 (2) LLN 146.***

The respondents are permitted to withdraw the
notice at Exhibit U-25 with liberty to move a fresh notice to
produce such documents. All points raised by both parties are kept
open.

In view of withdrawal of notice at Exhibit U-25, the
impugned order does not survive. Consequently, the writ petition
also does not survive. Accordingly the writ petition is disposed of.
No costs.

JUDGE