

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

APPEAL FROM ORDER NO.605 OF 2018
WITH
CIVIL APPLICATION NO.833 OF 2018
IN
APPEAL FROM ORDER NO.605 OF 2018

Vrindavan SRA Co-operative Housing
Society Limited

.. Appellant.
(Orig. Plaintiff)

v/s.

The Municipal Corporation of Greater
Mumbai & Others

.. Respondents.
(Orig. Defendant Nos. 1 to 3)

Mr. Karl Tamboli i/b. M.K. Tanna, for the Appellant.
Ms. Oorja Dhond, for Respondent No.1-MCGM.
Mr. Aniket Nikam i/b. Tejas Shah, for Respondent No.3.
Ms. Aarti Taware, for Respondent No.2 .

CORAM: A.S.GADKARI,J.
DATED : 5th FEBRUARY, 2020.

PC:-

Learned Counsel for the Appellant submitted that in view of paragraph 2 of order dated 4th May, 2018, he has instructions not to press the Appeal at this stage. He, therefore, seeks leave to withdraw the present Appeal with liberty to amend the plaint in S.C. Suit (L)No.6406 of 2018 for incorporating the said subsequent and necessary events in that behalf.

2 Leave and liberty granted.

3 Mr. Tamboli, learned Counsel for the Appellant submitted
that, he will carry out the necessary amendment in the plaint in the
S.C.Suit (L) No.6406 of 2018 within a period of three weeks from today.
The said statement is accepted.

4 In view thereof, parties are directed to maintain status-quo as
of today for a period of four weeks from today.

5 Appeal is disposed off, as withdrawn with aforesaid liberty.

6 In view of disposal of Appeal, Civil Application No. 833 of
2018 does not survive and is accordingly disposed off.

(A.S.GADKARI,J.)