

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****APPEAL FROM ORDER NO. 58 OF 2020****WITH****CIVIL APPLICATION NO. 19 OF 2020****IN****APPEAL FROM ORDER NO. 58 OF 2020**

Shivaji Shamu Waghalkar

.....Appellant.

Vs.

Navin Asha Premises Co-Operative
Housing Society Limited.

.....Respondent.

Mr. Shilpan Gaonkar a/w Ms. Gauri Joshi & Ms. Shital Bile i/by S.K. Legal Associates for the Appellant.

Mr. Kunal Damle for the Respondent.

CORAM : A. S. GADKARI, J.

DATE : 6th MARCH, 2020.

P.C.:-

After hearing the learned counsel for the Appellant at length, when this Court expressed its disinclination to grant any relief, the learned counsel, on instructions from the Appellant who is personally present in the Court, seeks leave to withdraw the present Appeal unconditionally.

Leave granted.

Appeal is dismissed, as withdrawn.

2 It is made clear that, the Trial Court shall not get influenced by withdrawal of the present Appeal by the Appellant and will hear the Suit No. 1177 of 2018, on its own merits as per the provisions of law.

3 In view of dismissal of Appeal itself, Civil Application No. 19 of 2020 does not survive and is also disposed off.

Sanjiv S.
Mashalkar
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(A.S. GADKARI, J.)