

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****APPEAL FROM ORDER (STAMP) NO. 30797 OF 2019**

H.S.M. Construction

.....Appellant.

Vs.

Maharashtra Housing & Area
Development Authority & Ors.

.....Respondents.

Smt. Nisha Mehra for the Appellant.

Adv. Vaibha Gaikwad i/by Akshay Shinde for the Respondent Nos. 1 to 5.

Smt. Madhuri More for the Respondent-MCGM.

CORAM : A. S. GADKARI, J.**DATE : 11th FEBRUARY, 2020.****PC.:-**

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

Leave granted.

Appeal is dismissed as withdrawn.

2 It is made clear that, the Trial Court will not get influenced by dismissal of the present Appeal and will decide the Notice of Motion No. 4658 of 2019 in L.C. Suit No. 3271 of 2019 on its own merits.

(A.S. GADKARI, J.)