

Ingale

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

**WRIT PETITION NO. 12012 OF 2013  
WITH  
CIVIL APPLICATION ST.NO. 19720 OF 2019**

MANOHAR NARAYAN KELKAR ..PETITIONER  
VS.  
THE STATE OF MAHARASHTRA & ORS. ..RESPONDENT

**WITH  
WRIT PETITION NO. 12013 OF 2013  
WITH  
CIVIL APPLICATION ST.NO. 19735 OF 2019**

M/S. A.N. TRANSPORT & ANR. ..PETITIONERS  
VS.  
THE STATE OF MAHARASHTRA & ORS. ..RESPONDENTS

**WITH  
WRIT PETITION NO. 12014 OF 2013  
WITH  
CIVIL APPLICATION ST.NO. 19721 OF 2019**

MANOHAR NARAYAN KELKAR ..PETITIONER  
VS.  
THE STATE OF MAHARASHTRA & ORS. ..RESPONDENTS

Mr.Jaydeep Deo a/w Mr.Onkar Gawade in WP/12012/2013,  
wp/12013/2013, wp/12014/2013 & for Applicant in  
CAWST/19720/2019, CAWST/19735/2019 & CAWST/19721/2019.

Ms.Nitin Deshpande, for Applicants in IAST/10497/2021 in  
WP/12012/2013, IAST/10495/2021 IN WP/12013/2013,  
IAST/10487/2021 IN WP/12014/2013.

Mr.S.D.Rayrikar, AGP for State.  
Mr.Joel John Carlos, for Respondent No.3.

**CORAM : M.S.KARNIK, J.**

**DATE : JULY 19, 2021  
(VIA V.C.)**

**P.C.:-**

. Heard learned Counsel for the parties. It is stated that the parties have settled the matter. The Consent Terms are taken on record and marked 'X-1' for identification.

2. I have interacted with Shri Manohar N. Kelkar (Petitioner), Respondent No.3 - Shri Ajit Kulkarni (Chief Manager of the Cosmos Co-operative Bank Ltd.), Respondent No.4 - Mrs.Vinaya Kelkar who is representing M/s. A.N. Transport as its authorised partner, Respondent No.5 - Mrs.Vinaya Kelkar in her personal capacity, Respondent No.6 - Mr.Nilesh Laxman Kelkar, added Respondent No.9 - Mr. Amol Joshi who is authorised partner of M/s.Joshi Buildcon Landmarks. The parties are identified by their respective Advocates. The parties say that they have read the Consent Terms and have duly signed the same. The parties agreed to abide by the Consent Terms. The undertakings mentioned therein are accepted. Demand Draft in terms of the Consent Terms has been handed over by Respondent No. 8 (in WP/12013/2013) & Respondent No. 9 ( in WP/12012/2013 & WP/12014/2013) to the Chief Manager of

Respondent No.3 – Bank . On behalf of Respondent No.3 it is submitted that demand draft has been received. The Petitions are disposed of in terms of the Consent Terms. In view of the disposal of the Petitions, Civil Applications do not survive and the same stand disposed of.

**(M.S. KARNIK, J.)**