

Sharayu Khot.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

SUIT NO. 487 OF 2019

WITH

NOTICE OF MOTION NO. 918 OF 2019

IN

SUIT NO. 487 OF 2019

Mars Garage

...Plaintiff

Versus

Shiv Sabari Developers & Ors.

...Defendants

Mr. Suraj Iyer a/w Mani i/by Ganesh and Company for the
Plaintiff.

Ms. Krishna Patel and Mr. Mohd. Naved Mulla iby L R &
Associates for the Defendants.

CORAM : R.I. CHAGLA J

DATE : 3 December 2021

ORDER :

1. Learned Counsel appearing for the Plaintiff seeks
leave to withdrawal of the Suit unconditionally.

2. The Suit is disposed of, as withdrawn.

3. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

4. Notice of Motion does not survive, in view of the disposal of the Suit.

[R.I. CHAGLA J.]