

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

SUTT NO.2499 OF 2012

N.M. Rajji & Co. and Ors.

.. Plaintiffs

Vs.

Shantilal K. Patel and Anr.

.. Defendants

ALONG WITH

COUNTER CLAIM NO.29 OF 2012

IN

SUTT NO.2499 OF 2012

Yogendra Thakkar

.. Applicant–Org. Def. No.2

Vs.

N.M. Rajji and Co. and Ors.

.. Respondent

ALONG WITH

INTERIM APPLICATION NO.1905 OF 2021

IN

SUTT NO.2499 OF 2012

Vinay D. Balse

.. Applicant–Org. Plaintiff No.2

In the matter between

N.M. Rajji & Co. and Ors.

.. Plaintiffs

Vs.

Shantilal K. Patel and Anr.

.. Defendants

Ms. Priyanka Kothari, with Ms. Disha Mehta, i/by Bilawala & Co., for the Applicant–Plaintiff in the Counter–Claim and for Defendant No.2 in the Suit.

Ms. Manisha Virkhare, with Ms. Archana Karmokar, i/by Divya Shah Associates, for Defendant No.2 in Counter–Claim and for the Applicant–Plaintiff No.2 in IA.

CORAM : A. K. MENON, J.

DATE : 7TH SEPTEMBER 2021.

P.C. :

1. The learned counsel for the parties state that the disputes in the Suit have been amicably settled. On behalf of the plaintiffs, learned counsel seeks leave to withdraw the Suit. Likewise, on behalf of the plaintiff no.2, who has filed a counter-claim, the learned counsel seeks to withdraw the counter-claim.

2. Accordingly, I pass the following order :-

- (i) Suit and Counter-Claim are disposed as withdrawn.
- (ii) Refund of court fees, if any, as per rules in Suit and Counter-Claim.
- (iii) In view thereof, IA/1905/2021 does not survive and the same is disposed as infructuous.

(A.K. MENON, J.)