

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL SUIT NO. 476 OF 2017**

Parvathy Harikrishnan & Ors ...Plaintiffs
Versus
Devnar Construction Company & Ors ...Defendants

**WITH
COMM DIVISION NOTICE OF MOTION NO. 416 OF 2017
IN
COMMERCIAL SUIT NO. 476 OF 2017
WITH
COMM DIVISION NOTICE OF MOTION NO. 254 OF 2019
IN
COMMERCIAL SUIT NO. 476 OF 2017**

Mr Mahesh Menon, *i/b Mahesh Menon & Co, for the Plaintiff.*
Mr Atharva Sawant, *i/b M/s Solomon & Co, for Defendants Nos. 1 to*
4.
Ms Gauri Joshi, *i/b Ganesh & Co, for Defendants Nos. 5 to 7.*

**CORAM: G.S. PATEL, J
DATED: 25th October 2021**

ARUN
RAMCHNDRA
SANKPAL

PC:-

Digitally signed by
ARUN RAMCHNDRA
SANKPAL
Date: 2021.10.26
10:46:48 +0530

1. On instructions, Mr Menon for the Plaintiff seeks leave to withdraw the Commercial Suit. Leave granted.
2. The Commercial Suit is dismissed as unconditionally withdrawn.
3. All Commercial Division Notices of Motion are infructuous and disposed of accordingly.
4. 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.
5. All concerned will act on production of a digitally signed copy of this order.

(G. S. PATEL, J)