

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

923 CIVIL APPLICATION NO.5154 OF 2022
IN FA/91/2003

ALLIED BLENDERS DISTILLERIES PVT. LTD., AURANGABAD
VERSUS
JOHN DISTILLERIES PVT. LTD., CHITALI, AHMEDNAGAR

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Advocate for Applicant : Mr. Madhav Ghode, h/f Mr. Prabhakar K. Joshi.

Adv. for Respondent : Mr. Gajanan S. Shete, h/f Mr. C. R. Bharaswadkar.

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CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 07th April, 2022.

P.C.:

. Heard Mr. Madhav Ghode, holding for Mr. P. K. Joshi, learned counsel for applicant and Mr. G. S. Shete, holding for Mr. Bharaswadkar, learned counsel for respondent.

2 It seems that the applicant has deposited Rs.3,00,000/- with the Registry while preferring First Appeal No.91 of 2003. Subsequently, the appeal came to be transferred to the District Court Kopergaon in view of the increase in the pecuniary jurisdiction of the District Court. Further, it is revealed that after transmission of first appeal to the District Court Kopergaon, Special Civil Suit No.153 of 1996 came to be withdrawn by the plaintiff. The judgment and decree passed in Special Civil Suit No.153 of 1996 came to be set aside. As such, no cause is remained.

3 Mr. Gajanan S. Shete, holding for Mr. C. R. Bharaswadkar has no objection to allow this application.

4 Civil application is hereby allowed in terms of prayer clause (B).
The civil application is accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]

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