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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.375 OF 2022
WITH
INTERIM APPLICATION NO.2595 OF 2022
IN
APPEAL FROM ORDER NO.375 OF 2022**

Ravindra R. Bairollia and Anr. Appellants.

V/s

M/s. Vijay Associates and Ors. Respondents.

Mr. Ashok M. Saraogi for the Appellants.

Mr. Dhanesh Singh for Respondent No.3.

CORAM: NITIN W. SAMBRE, J.

DATE: NOVEMBER 28, 2022

P.C.:-

1] On instructions, Mr. Saraogi, learned Counsel for the Appellants made a prayer for withdrawal of the Appeal. Appeal as such, stands dismissed as withdrawn.

2] However, it shall be open for the Appellants/Plaintiffs to present the Plaint by incorporating appropriate amendment in the form of dispute before the Co-operative Court which claim be decided in accordance with law, as prima facie its apparent that the prayer in the Plaint does not speak of adjudication of any third party interest.

3] As a sequel of above, pending application(s) is disposed of.

(NITIN W. SAMBRE, J.)