

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION 1394 OF 2014
IN
WRIT PETITION 1350 OF 2012**

M/s. Devidayal Rolling and Refineries .Applicant
Pvt. Ltd.

IN THE MATTER BETWEEN

Ravi Realtors .Petitioner

Vs.

M/s. Devidayal Rolling and Refineries .Respondents
Pvt. Ltd. & anr.

Mr. Ruchit Tolat i/b. M/s. L. C. Tolat & Co., Advocate, for the
Applicant

Mr. Shreepad Murthy a/w Mr. Abhishek Patil i/b.

Mr. Ashutosh Singh, Advocate, for the Petitioner

Mr. Mandar Limaye, Advocate, for the Respondent 2

CORAM : ROHIT B. DEO, J.

DATE : 25.07.2022

P. C.

. Learned counsel for the Petitioner, on the basis of
instructions received, seeks leave to withdraw the
Application.

2. The Application is disposed of as withdrawn.

3. In view of disposal of the Civil Application 1394 of 2014, the W. P. 1350 of 2012 does not survive and the same stands disposed of accordingly.

4. Every contention touching merits of the amendment is kept expressly open for the trial Court to adjudicate at an appropriate stage.

5. It is further needless to observe that the interim order stands vacated, and that the Defendants shall be entitled to consequently amend the Written Statement.

6. The learned trial Judge is requested to expedite the suit.

(ROHIT B. DEO, J.)