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Corrected as per order dated 01/04/2022

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6981 OF 2021**

M/s. Sunraj Construction

.... Petitioner.

V/s

Mr. Lalchand Chandu Mhatre
and Others

.... Respondents.

Mr. B.K. Bali i/b Bali Associates for the Petitioner.

Ms. Gauri Godse for Respondent Nos. 1, 2, 3 and 5.

CORAM: NITIN W. SAMBRE, J.

DATE: MARCH 14, 2022

P.C.:-

1] By consent of parties, the impugned order passed by the court below is quashed and set aside.

2] I am informed that the Respondents have preferred counterclaim in the aforesaid suit, which was withdrawn by the **Petitioner**. In this background **Respondent Nos. 1, 2, 3 and 5** intend to take out fresh suit. If any such fresh suit is taken out by the **Respondent Nos. 1, 2, 3 and 5**, same be adjudicated on its own merits in accordance with law.

3] Petition is disposed of accordingly.

(NITIN W. SAMBRE, J.)