

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

## ORDINARY ORIGINAL CIVIL JURISDICTION

COMMERCIAL SUIT NO. 1033 OF 2018

New Zone Intertrade Fze ... Plaintiff

vs.

Ushdev International Ltd. ... Defendant

WITH  
COMMERCIAL SUTT NO. 1044 OF 2018

New Alloys Trading Pte. Ltd. ... Plaintiff

vs.

Ushdev International Ltd. ... Defendant

Ms. Shobana R. Waghmare i/b. Mr. Pravin H. Padave for the Plaintiff.

**CORAM : A. K. MENON, J.**

**DATED : 17<sup>th</sup> FEBRUARY, 2022**

**P.C. :**

1. Learned counsel for the plaintiffs states that she has been given to understand that a Resolution Plan has been approved in respect of the defendant company in both these suits. This was also conveyed to the court by Mr. Padave on 10<sup>th</sup> February, 2022. Copy of an order dated 3<sup>rd</sup> February, 2022 passed in CP(IB) No.1790/MB/C-II/2017 has been submitted to the court today. In view of this order the suit cannot survive.

2. However, learned counsel for the plaintiff has no instructions. She submits that email addressed to the clients have been returned undelivered for want of instructions. She is unable to make any further submissions.

3. In view of the order passed by NCLT and the approval of the Resolution Plan I dispose both the above suits as infructuous.

4. Refund, if any, as per rules.

**(A. K. MENON, J.)**