

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION**

**SUMMONS FOR JUDGMENT NO.38 OF 2019
IN
COMMERCIAL SUMMARY SUIT NO.729 OF 2018**

Smith Realtors & Anr.

.. Plaintiffs

v/s.

S.S. Enterprises & Ors.

.. Defendants

Mr. Viral Thakur i/b. Mahesh Thaker for the plaintiffs.

Ms. Fatema Tankiwala i/b. LJ Law for defendant nos.3 to 5.

CORAM : A. K. MENON, J.

DATED : 14TH JUNE, 2022.

P.C. :

1. On behalf of the plaintiffs, the learned counsel state that he has instructions to withdraw the suit since the dispute is settled out of court. On his application, I pass the following order;
 - (i) Suit is disposed as withdrawn.
 - (ii) On disposal of the Suit, Summons for Judgment does not survive. Summons for Judgment is also disposed.
 - (iii) Refund, if any, as per rules.

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(A. K. MENON, J.)