

Sharayu Khot.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 275 OF 2019

WITH

INTERIM APPLICATION NO. 745 OF 2021

WITH

INTERIM APPLICATION (L) NO. 2708 OF 2020

WITH

NOTICE OF MOTION NO. 593 OF 2019

WITH

CHAMBER SUMMONS NO. 1000 OF 2019

IN

SUIT NO. 275 OF 2019

Udyam Kunj Co-operative Housing Society Ltd. ...Plaintiff

Versus

Vastushilp Developers & Ors. ...Defendants

Mr. Paresh C. Mankad i/by Pravin D. Kadam for the
Plaintiff/Applicant in IA/745/21.

Mr. D. Desai for the Defendant No. 1.

Ms. Pooja Yadav i/by S. Sonawane for the Defendant No. 2-MCGM.

Mr. Vishwanath Prabhakar Mehendale, Member, Managing
Committee for the Plaintiff.

SHARAYU
PANDURANG
KHOT

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CORAM : R.I. CHAGLA J
DATE : 04 July 2022

ORDER :

1. Learned Counsel appearing for the Plaintiff on

instructions of Mr. Vishwanath Prabhakar Mehandale, Member, Managing Committee of the Plaintiff, seeks leave to withdraw the Suit No. 275 of 2019 with liberty to file a fresh Suit.

2. Accordingly, Suit No. 275 of 2019 is disposed of, as withdrawn with liberty as prayed.

3. In view of disposal of the Suit, Interim Applications, Notice of Motion and Chamber Summons do not survive and are accordingly, disposed of.

4. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

[R.I. CHAGLA J.]