

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

**COMMERCIAL IP SUIT NO.1358 OF 2018
WITH
NOTICE OF MOTION (NMCD) NO.2286 OF 2018
IN
COMMERCIAL IP SUIT NO.1358 OF 2018**

Capacit'e Infraprojects Ltd.

...Plaintiff

Versus

Capacite Structures Ltd.

... Respondent

* * * *

Mr. Toufiq Kapadia i/by M. Mulla Associates for the Plaintiff.

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CORAM : R.I. CHAGLA, J.

DATED : 29th AUGUST, 2022

P.C. :

1. The learned counsel appearing for the Plaintiff seeks leave to withdraw the Commercial IP Suit No.1358 of 2018 unconditionally.

2. In view thereof, the Commercial IP Suit No.1358 of 2018 is disposed of as withdraw.

3. In view of disposal of Commercial IP Suit, Notice of Motion No.2286 of 2018 does not survive and is 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.)