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

INTERIM APPLICATION NO.1035 OF 2022
IN
COMMERCIAL SUIT NO.47 OF 2022

The GKW Sankey Employees Co- ...Applicant/
operative Housing Society Limited Plaintiff

Versus

Heritage Lifestyle and Developers ... Defendant
Private Limited

Madhavi Nalawade i/b Mr. Amol Tembe for the Plaintiff.

CORAM : R. I. CHAGLA J.

DATE : 3 MARCH 2023.

ORDER :

1. Mentioned. Not on board. Taken on board.
2. By praecipe bearing today's date the Advocate for the Plaintiff has sought directions to be issued to the Department for initiating procedure for refund of Court Fees in view of the order dated 1/3/2022. The learned counsel for the

Plaintiff states that in spite of repeated follow-ups the Department has not initiated refund procedure on the premise that until the Arbitration Petition is disposed of, refund of Court Fees cannot be granted.

3. By the order dated 1/3/2022 this Court had made it clear that Court Fees are to be refunded in accordance with the Rules and Commercial Suit (L) No. 27280/2021 was disposed of in terms of the Consent Minutes Of Order.

4. The Prothonotary and Senior Master is accordingly directed to refund the Court Fees in accordance with the Rules in compliance with the order dated 1/3/2022.

5. The Praecipe is disposed of.

[R.I. CHAGLA J.]