

Sharayu Khot.

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

SUIT NO. 322 OF 2017

WITH

NOTICE OF MOTION NO. 986 OF 2017

WITH

INTERIM APPLICATION NO. 753 OF 2019

Christopher J. Baptista

...Plaintiff

Versus

Mavis Baptista & Ors.

...Defendants

WITH

LEAVE PETITION NO. 126 OF 2017

WITH

CHAMBER SUMMONS NO.266 OF 2019

WITH

SUIT NO. 322 OF 2017

Mr. D.R. Mishra i/by Mr. Arun J. Jadhav for the Plaintiff.

Mr. Clive D'Souza for the Defendant No. 2.

Mr. Hitesh Anil Thorat a/w Ms. Saniya Khan i/by Seed Akhtar
for the Defendant Nos.3 to 5.

CORAM : R.I. CHAGLA J

DATE : 2 May 2022

SHARAYU
PANDURANG
KHOT

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ORDER :

1. Learned Counsel appearing for the Plaintiff has

sought leave to withdraw the Suit No. 322 of 2017 unconditionally.

2. Accordingly, Suit No. 322 of 2017 is disposed of as withdrawn.

3. In view of disposal of the Suit, Notice of Motion No. 986 of 2017, Interim Application No. 753 of 2019, Leave Petition No. 126 of 2017 and Chamber Summons No. 266 of 2019 do not survive and 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.]