

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.203 OF 2007
WITH
INTERIM APPLICATION NO. 17211 OF 2023
WITH
CIVIL APPLICATION NO. 485 OF 2018
IN
CIVIL REVISION APPLICATION NO.203 OF 2007

Exide Industries Ltd. ... Applicant.

Versus

Martin And Harris Pvt. Ltd. ... Respondent.

WITH
INTERIM APPLICATION NO. 3333 OF 2019
IN
CIVIL REVISION APPLICATION NO.203 OF 2007

Martin And Harris Pvt. Ltd. ... Applicant.

Versus

Exide Industries Ltd. ... Respondent.

Mr.Jash Shah i/by Thakore Jariwala and Associates for the Applicant.
Mr. Santosh Jadhav i/by Ms. Preeti Shah, for the Respondent-State.

CORAM : SHARMILA U. DESHMUKH, J.

DATE : November 09, 2023.

P. C. :

1. Learned counsel appearing for the parties submits that in view of the settlement arrived at between the parties, nothing survives for further consideration in the Civil Revision Application and seeks withdrawal.

2. In view of the settlement arrived at between the parties, interim application No. 17211 of 2023 is allowed in terms of prayer clauses (a), (b) and (c), which read thus :

“a) That this Hon’ble Court be pleased to permit the withdrawal / disposal of the present Civil Revision Application No. 203 of 2007, the Interim Application No. 3333 of 2019 and Civil Application No. 485 of 2018 between the parties in terms of the Settlement Agreement;

b) That this Hon’ble Court be pleased to order and direct the “Registrar, High Court Appellate Site, Bombay” to release the entire amounts deposited by the petitioner towards Compensation / Mesne Profit together with accrued interest thereon, if any, in favour of the respondent.

c) That this Hon’ble Court be pleased to vacate the directions for deposit contained in the Order dated 1st December 2016 annexed at Exhibit-‘C’ hereto.

3. In view of the above, other interim applications taken out in CRA No. 203 of 2007 do not survive and stand disposed of.

(Sharmila U. Deshmukh, J.)

(This order is corrected pursuant to the Speaking to the Minutes order dated 21st December, 2023.)