



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

FIRST APPEAL NO.944 OF 2018

M/s. Sonal Construction ... Appellant
Versus
John S. D'Souza and Anr. ... Respondents

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Mr. Yatin R. Shah a/w Vipul Makwana, for the Appellant.
Mr. K.N. Kandekar, for Respondent No.1.
Mr. Bharat A. Punekar, for Respondent No.3.

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CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 27th SEPTEMBER, 2023.

P.C.

The appellant and the respondents have entered into Consent Terms.

2 The appellant has given a special Power of Attorney to one Mr. Pankaj Kishor Shah, who is present today in the Court.

3 In view of Clause-1 of the Consent Terms, liberty to amend the memo of appeal to add Mrs. Ruplai P. Shah as party respondent. Amendment shall be carried out forthwith.

4 Respondent No.2-Theresa D'Souza expired on 11th February, 2018. Learned Counsel for the appellant seeks leave to delete the name of the said respondent. Leave granted. Amendment to be carried out forthwith.

5 Liberty to Mr. Bharat A. Punekar to file *Vakalatnama* on behalf of newly added respondent.

6 The parties have amicably settled the dispute in view of the recitals of the Consent Terms. The parties have been duly identified by their respective counsel, who have also signed the Consent Terms. The Consent Terms are taken on record and marked as **“X” for identification.**

7 The Appeal stands disposed of in view of the Consent Terms. There shall be no order as to costs.

8 Pending applications, if any, shall stand disposed of.

[PRITHVIRAJ K. CHAVAN, J.]