

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7860 OF 2023

BMI Importer and Dealer Of Used Machinery
Thr Its Authorised Representative ...Petitioners.

Versus

The Bombay Saint Paul Soc Trust
Thr Its Authorised Representative ..Respondents.

Mr. Chetan Yadav i/b R.V. & Co. for the petitioner.

Coram : Sharmila U. Deshmukh, J.

Date : July 21, 2023.

P. C. :

1. Heard.
2. The challenge in the petition is to the interlocutory order whereby the application of the petitioner to take the written statement on record and to set aside the no cross order came to be rejected. This Court is informed that during the pendency of petition, the suit itself has been decided and as such nothing survives for consideration in the writ petition. Learned counsel for the petitioner seeks permission to withdraw the writ petition with liberty to adopt appropriate proceedings as advised.

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3. Writ petition is disposed of as withdrawn. Liberty to the petitioner to adopt appropriate proceedings as advised. If such application is preferred, the same to be considered on its own merits and in accordance with law.

[Sharmila U. Deshmukh, J.]