

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER NO.434 OF 2023
WITH
INTERIM APPLICATION NO.7886 OF 2023**

Sunil Shantaram Shirke ...Appellant
vs.
Municipal Corporation of Greater
Mumbai and Another ...Respondents

Mr. Sanjay Raikar i/b. Mr. Pravin Singh, for the Appellant.
Ms. Smita Tondwalkar, for the Respondent-MCGM.

CORAM : N. J. JAMADAR, J.
DATE : JUNE 14, 2023

P.C.:

1. Heard the learned counsel for the parties.
2. The learned counsel for the appellant seeks leave to withdraw the appeal.
3. Leave granted.
4. Appeal stands disposed as withdrawn.
5. It is hereby made clear that, this Court has not entered into the merits of the matter and the learned Judge, City Civil Court shall decide the Notice of Motion finally on its own merits and in accordance with law.
6. In view of the disposal of the appeal, the interim application also stands disposed.

(N. J. JAMADAR, J.)