

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 911 OF 2023
WITH
INTERIM APPLICATION NO. 16951 OF 2023

Ajay s/o. Gokuldas Shah and anr.

...Appellants

V/s.

The Municipal Corporation of
Greater Mumbai Thr. Asst.
Municipal Commisioner K/
East and anr.

...Respondents

Mr. A.M. Saraogi, for the Appellants.

Mrs. Smita Tondwalkar, for M.C.G.M.-Respondent No.1.

Mr. Sanjay Jain a/w. Mr. Bhavik Lalan, Ms. Gauri Mestha i/by. L.J.
Law , for the Respondent No.2.

CORAM : SANDEEP V. MARNE, J.

Dated : 7 November 2023.

P.C. :

1. Mr. Jain, the learned counsel appearing for Respondent No.2 makes a statement that constructed portion admeasuring 590 sq.ft carpet area shall be reserved for the Plaintiffs/Appellants in the redeveloped building in lieu of the demolished structure in occupation

of Shri. Gokuldas Shah. In view of this statement, Mr. Saraogi, the learned counsel appearing for the Appellant, on instructions seeks leave to withdraw the Appeal. Appeal is **disposed of as withdrawn**. All contentions raised by the parties are kept open.

2. With disposal of the Appeal, Interim Application taken out therein does not survive. The same also stands disposed of.

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SANDEEP V. MARNE, J.