

Sharayu Khot.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMMERCIAL IPR SUIT NO. 131 OF 2019

WITH

COMM. NOTICE OF MOTION NO. 337 OF 2019

WITH

COMM. CHAMBER SUMMONS NO. 489 OF 2019

Phonographic Performance Ltd.

...Plaintiff

Versus

K-2 Club & Lounge & Ors.

...Defendants

Mr. D.P. Singh, Mr. Asmant Nimbalkar, Mr. Neeraj Nawar, Ms. Shivani Rane, Mr. Anil Kumar Singh for the Plaintiff.

CORAM : R.I. CHAGLA J

DATE : 21 August 2023

ORDER :

1. The learned Counsel appearing for the Plaintiff in Commercial IPR Suit No. 131 of 2019 has sought leave to withdraw the Suit with liberty to take out appropriate proceedings.

2. Accordingly, Commercial IPR Suit No. 131 of 2019 is

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disposed of as withdrawn with liberty as prayed.

3. In view of withdrawal of Suit, pending Commercial Notice of Motion No. 337 of 2019 and Commercial Chamber Summons No. 489 of 2019 do not survive and are accordingly, disposed of.

4. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

[R.I. CHAGLA J.]