

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

**APPEAL FROM ORDER NO. 411 OF 2017
WITH
CIVIL APPLICATION NO. 533 OF 2017
IN
APPEAL FROM ORDER NO. 411 OF 2017
WITH
APPEAL FROM ORDER NO. 410 OF 2017
WITH
CIVIL APPLICATION NO. 532 OF 2017
IN
APPEAL FROM ORDER NO.410 OF 2017**

Ogale Glass Works Ltd., Satara

.... Appellant

Vs.

Union of India and Ors.

.... Respondents

Mr. H.S. Shinde for the Appellant.

Mr. Raj Chaurasia i/b. Mr. Pranil Sonawane for Respondent No.1
in AO/411/2017.

Mr. Manish Kelkar for Respondent Nos.7 and 14 in AO/410/2017.

CORAM : SHYAM C. CHANDAK, J.

DATED : 21st OCTOBER, 2024

P.C. :-

. At the outset, learned Counsel for Respondent Nos.7 and 14 tendered copy of the Order dated 20th September, 2024 passed by the learned Civil Judge, Senior Division, Karad below Exhibit-1 in Special Civil Suit No.32 of 2015. The same is taken on record. The said Order is reproduced hereinbelow for the sake of brevity :-

“ In view of withdrawal pursis below Exh.524 by the directors of plaintiff company for withdrawal of the suit, pursis below Exh.528 filed by the defendant No.12 and

withdrawal pursis filed by defendant No.11 at Exh.529 for the withdrawal of counter claim I proceed to pass following order :-

ORDER

- 1. The suit is disposed of as per withdrawal pursis below Exh.524 vide Order 23 Rule 1 of Code of Civil Procedure, 1908.*
 - 2. The counter claim at Exh.163 is disposed of as per withdrawal pursis below Exh.529 vide Order 23 Rule 1 of Code of Civil Procedure, 1908.*
 - 3. Necessary Court fees be refunded to the plaintiff company and defendant No.11 as per rule.*
 - 4. Proceeding be closed. ”*
- 2) From the aforesaid Order, it can be easily gathered that, the said Special Civil Suit No.32 of 2015 and the counter-claim therein have been withdrawn.
- 3) As a result, both the aforesaid Appeal from Orders stands disposed of, accordingly.
- 4) Civil Application Nos.532 of 2017 and 533 of 2017 does not survive and stand disposed of.

(SHYAM C. CHANDAK, J.)