

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

**INTERIM APPLICATION NO. 15139 OF 2023
(FOR DIRECTIONS)**

**IN
COMMERCIAL FIRST APPEAL NO. 7 OF 2022**

1] Kaulgud Construction Pvt. Ltd.
& 2 Ors.

.. Applicants

In the matter between :

Maharashtra State Road Development Corporation .. Appellant

Versus

1] Kaulgud Construction Pvt. Ltd.
& 2 Ors.

...Respondents

Mr.M.L. Patil, Advocate for Applicants /Respondents.

Dr.Veerendra Tulzapurkar, Senior Advocate with Mr.Prashant Chawan, Reshmarani Nathani, Keshav Tripathi, J. Kapadia i/b Little & Co., Advocate for Appellant-MSRDC.

**CORAM : B.P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.**

DATE : FEBRUARY 29, 2024.

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1. The above Interim Application is filed seeking the following relief :

a) The Registrar, High Court, Appellate Side, Bombay be directed to encash the Bank Guarantee submitted by the

Appellant and the amount thereunder be directed to be paid to the Applicants.

2. The learned counsel appearing on behalf of the Applicants submitted that in light of the order passed by this Court on 18th October 2023 read with the order passed today in Interim Application No.57 of 2024, nothing would survive in the above Interim Application and the same can be disposed of as such. Accordingly the above Interim Application is disposed of as infructuous. However, there shall be no order as to costs.

3. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]

[B.P. COLABAWALLA, J.]