

MJ Jadhav

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 546 OF 2024
WITH
INTERIM APPLICATION NO. 874 OF 2021
IN
SECOND APPEAL NO. 546 OF 2024**

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Macrotech Developers Ltd. ... Appellant/Applicant
vs.
Kumar Deorao Kadam and Ors. ... Respondents

Mr. Pratik Amin a/w Pratik Poojary and Pinakin Modi for the Appellant/Applicant.

Mr. Harshad Bhadbhade a/w Dileep Satale for the Respondents.

Mr. Avinash Pereira, Authorized Representative of Appellant Company, Present.

Mr. Kumar Deorao Kadam- Respondent No.1, Present.

Mr. Siddharth Kumar Kadam- Respondent No.2, Present.

CORAM : GAURI GODSE, J.

DATED : 4th FEBRUARY 2025

ORDER:

1. Learned counsels for the parties have tendered consent terms dated 4th February 2025. The consent terms are signed by the authorized signatory of the appellant and the advocate for the appellant. The consent terms are signed by all the three respondents as well as their advocate. The authorized signatory of

the appellant is present. Respondent nos.1 and 2 are present in the Court. They submit that respondent no.3 has authorized them to tender these consent terms on his behalf also. The signatories and the signatures of the parties are identified by their respective advocates.

2. The consent terms dated 4th February 2025 is taken on record and marked 'X' with today's date for identification.
3. I have perused the terms. The terms are legal and valid.
4. Learned counsel for the respondents confirm receipt of the additional amount as stated in the consent terms.
5. In view of the settlement between the parties, the respondents have undertaken to withdraw the execution application.
6. The second appeal is disposed of in terms consent terms.
7. In view of the consent terms, the orders impugned in the second appeal are quashed and set aside.
8. In view of the disposal of the second appeal, pending application is disposed of as infructuous.

(GAURI GODSE, J.)