

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5752 OF 2025

Redbird Flight Training Academy Pvt. Ltd.
Through President Captain Karan Mann ...Petitioner
Versus
Chief Executive Officer (MIDC) & Anr. ...Respondents

Mr. Dinayar Madon Sr. Adv. a/w Naushad Engineer, Aseem Naphade, Sarosh Damania, Riddhi Shah, Pranav Ameta, Sangaram Parab, Sachin Lodha i/b Sarosh Damania for the Petitioner.

Ms. Shyamali Gadre i/b Little & Co., for Respondent - MIDC.

**CORAM: G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.**

DATE: 28 APRIL 2025

P.C.

1. Not on board. Upon mentioning, taken on board on a praecipe as moved on behalf of the petitioner.
2. After this petition was heard for some time, Mr. Madon, learned senior counsel for the petitioner, on instructions of Mr. Karan Mann, authorized representative who is present in the Court, seeks leave to withdraw this petition with liberty to the petitioner to approach the Civil Court in the proceedings of R.C.S. No. 455 of 2021 pending before the Court of 6th Joint Civil Judge, Junior Division at Baramati. We are also informed that there was

an interim injunction application which was granted by the Civil Court vide order dated 8 September 2022 which is stated to be in operation.

3. Be that as it may, in our opinion, it is appropriate for the petitioner to move the Civil Court in the pending proceedings and assert all its contentions including on the rights which would accrue to the petitioner including under the order of interim injunction, if the same was valid and subsisting. We accordingly do not intend to delve on the merits of the rival contention.

4. All contentions of the parties are expressly kept open.

5. Allowed to be withdrawn with liberty as prayed for.

6. In the event, an application is made by the petitioner seeking further interim reliefs, the same be considered by the Civil Court expeditiously, on the prayers for ad-interim reliefs.

7. Disposed of. No costs.

(ADVAIT M. SETHNA, J.)

(G. S. KULKARNI, J.)