

This order is corrected / modified pursuant to the
Speaking to Minutes of the Order dated 29th April 2025

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 394 OF 2017
WITH
NOTICE OF MOTION NO. 1213 OF 2017
AND
INTERIM APPLICATION NO. 253 OF 2025

Ashok S. Kothari (HUF) ... Plaintiff

Versus

Vighnaharta Builders and Projects Pvt. Ltd. ... Defendant

.....

Ms. Pooja Kshirsagar alongwith Mr. Harsh Shah instructed by I.C. Legal,
Advocate for the Plaintiff.

Mr. Aditya Shirke, Advocate for the Defendant.

Mr. Ashok Kothari, Plaintiff, present.

Mr. Santosh Mane, Director of Defendant, present.

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CORAM : ABHAY AHUJA, J.

DATE : 28 APRIL 2025

P.C. :

1. Mentioned out of turn.
2. Learned Counsel appearing in the matter tender across the bar, consent terms dated 28th April 2025, submitting that the dispute between the Plaintiff and the Defendant has been resolved in terms of the consent terms. Learned Counsel submit that the consent terms

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have been signed by the Plaintiff as well as the Defendant and also their respective Advocates. The said consent terms are taken on record and marked 'X' for the purposes of identification. The undertakings in the consent terms are accepted as undertakings to this Court.

3. Suit to stand disposed in terms of the consent terms.
4. Refund of Court fees as per Rules.
5. In view of above, the Order dated 7th April 2017 to stand vacated and the Notice of Motion to accordingly stand disposed in terms of the consent terms.
6. Pending Interim Application also to accordingly stand disposed.

(ABHAY AHUJA, J.)