



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL SUIT NO. 1476 OF 2018
WITH
NOTICE OF MOTION NO. 2498 OF 2018

Shamim Hussain Petiwala & Shamim A Wohab ...Plaintiffs
Versus
 Aafiyah Realtors & Ors ...Defendants

Mr SM Seegarla, i/b RMG Law Associates, for the Plaintiff.
Ms Eventa Gonsalves, with Reyden L Gonsalves, for Defendant No. 1.

CORAM: G.S. PATEL, J
DATED: 4th October 2021

PC:-

1. The learned Advocate for the Plaintiffs after obtaining instructions seeks leave to withdraw the Suit unconditionally. The Plaintiff is present in Court.
2. The Suit is dismissed as unconditionally withdrawn.
3. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a

claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

4. In view of this, the Notice of Motion does not survive and disposed of as such.

5. All concerned will act on production of a digitally signed copy of this order.

(G. S. PATEL, J)