

CNR No.MHPU020060782014



Spl.Sum.Suit No.200150/2014
Poona Dal And Besan Mills Pvt. Ltd.
Through Sunil D. Parakh
Vs.
Ms EOS Life Scapes and Ors.

ORDER BELOW EXH.111

The present application is filed for seeking permission to withdraw the present suit against Defendant No.1.

2] Defendant No.1 and Ld. Advocate for defendant No.1 is absent when repeatedly called out at 4.45PM. Hence, present application proceed without say against Defendant No.1. Perused the application. Heard Ld. Advocate Monika Thanekar for the plaintiff. It is submitted that, plaintiff has settled case with defendant No.2 and 3 and no cause of action to proceed against defendant No.1 partnership firm. Therefore, the plaintiff wants to withdraw the suit.

3] Considering the above facts and circumstances. I am of the view that in the present suit, the plaintiff has filed separate compromise pursis on the record. Defendant No.1 is firm and the plaintiff wants to withdraw the suit against defendant No.1 unconditionally. The plaintiff is master of his case. Hence, no prejudice would be caused to Defendant No.1, if plaintiff is permitted to withdraw the suit. Hence, the following order.

ORDER

- 1) Application (Exh.111) is allowed
- 2) The permission is granted to the plaintiff to withdraw the suit against defendant No.1.

Date: 17.07.2026

(V. I. Bhandari)
Jt. Civil Judge, Sr. Div. & Addl. CJM
Pune.