

**HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**

**MAIN CASE No: COMS No.6 of 2026**

**PROCEEDING SHEET**

<b>Sl. o.</b>	<b>DATE</b>	<b>ORDER</b>	<b>OFFICE NOTE</b>
04.	23.03.2026	<p><b><u>TCDS,J</u></b></p> <p><b><u>I.A. No.3 of 2026</u></b></p> <p>The present application is filed seeking to permit the plaintiff to withdraw the suit in COMS No.6 of 2026 and consequently vacate the order dated 13.03.2026 by permitting the Defendant No.1 vessel to sail from Kakinada Port.</p> <p>A perusal of the affidavit filed in support of the application, it is stated that the parties have arrived at a settlement and in view of the same, the plaintiff wishes to withdraw the present suit.</p> <p>Having regard to the submissions made by the counsel for the plaintiff and for the reasons stated in the affidavit filed in support of the application, permission is accorded to the plaintiff/petitioner to withdraw the suit, accordingly the present application is allowed.</p> <p style="text-align: right;"><b><u>TCDS,J</u></b></p>	

		<p style="text-align: center;"><b><u>I.A. No.4 of 2026</u></b></p> <p>The petitioner filed the present application seeking to refund the Court Fee of Rs.4,25,174/- deposited by him.</p> <p>In view of withdrawal of the suit, the petitioner/plaintiff is entitled for refund of Court Fee of Rs.4,25,174/-, which was deposited by the petitioner/plaintiff along with the plaint in terms of decisions of this Court in "<b><i>Polyprint Private Limited Vs. Canara Bank</i></b>"<sup>1</sup>, "<b><i>M.Dasarath Vs. K.Omprakash</i></b>"<sup>2</sup> and "<b><i>P &amp; H Vaswani (P) Limited Vs. G.S. Murthy</i></b>"<sup>3</sup>.</p> <p>Accordingly, the application is allowed and the Registry is directed to refund the Court fee of Rs.4,25,174/- deposited by the petitioner/plaintiff along with plaint within a period of four (04) weeks from today.</p> <p style="text-align: center;">Accordingly, I.A.No.4 of 2026 is allowed.</p> <p style="text-align: right;"><u>TCDS,J</u></p> <p>DR</p>	
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<sup>1</sup> 1997(4) ALD 281

<sup>2</sup> 1994(A) ALT (NRC) 1

<sup>3</sup> 1969 (1) APLJ 113 (SN)