



Digitally
signed by
MULEY
SHUBHAM
PRAVINRAO
Date:
2024.07.02
17:15:12
+0530

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 500 OF 2023

Shiv Kishor Properties and Developers LLP

...Plaintiff

Vs.

SSSC Escatics Private Limited & Ors.

...Defendants

WITH

INTERIM APPLICATION NO. 1414 OF 2024

WITH

INTERIM APPLICATION (L) NO. 1090 OF 2024

WITH

INTERIM APPLICATION NO.201 OF 2024

WITH

SUIT (L) NO. 2258 OF 2024

WITH

INTERIM APPLICATION (L) NO. 2269 OF 2024

Mr. Bharat Jain a/w Romin Sangoi i/by IC Legal for the Plaintiff.

Mr. Pheroze Mehta a/w Abinash Pradhan and Yash Dedhia i/by Wadia Gandhi &
Co. for Defendant No.5.

CORAM : ARIF S. DOCTOR, J.

DATE : 2nd JULY, 2024

P.C.:-

1. I had, by my previous order dated 25th June, 2024 directed that the consent terms which were entered between the Plaintiff and Defendant Nos.6



and 7 in the above Suits be verified by the office. The Prothonotary and Senior Master has since filed a report dated 1st July, 2024, in which, he has reported compliance with the order dated 25th June, 2024. In view thereof, there is no impediment in disposing of the captioned Suits in terms of the consent terms against Defendant Nos.6 and 7. Insofar as Defendant No.5 is concerned, Learned Counsel appearing on behalf of Defendant No.5 submits that the same shall be without prejudice to all the rights and contentions of Defendant No.5 including against Defendant Nos.1 to 4.

2. In view thereof, Suits against Defendant Nos.6 and 7 are disposed of in view of the consent terms. It is made clear that the filing of consent terms are strictly without prejudice to all the rights and contentions of Defendant No.5 including against Defendant Nos.1 to 4 that nothing survives. The same is duly noted and the contention of Defendant No.5 to that effect is kept open. The undertakings, if any, in the Consent Terms are accepted as undertakings to the Court.

3. A soft copy of the consent terms will be uploaded as the second order in the matter. The Registry is to ensure that the hard copy of the signed consent terms is permanently retained on file as part of the record and is not sent for destruction in the ordinary course.

(ARIF S. DOCTOR, J.)