



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 357 OF 2017  
WITH  
INTERIM APPLICATION NO. 2755 OF 2025  
WITH  
NOTICE OF MOTION NO. 1239 OF 2017

Gautam R. Patel .....Plaintiff/Applicant

*Versus*

Mukesh G. Desai & Ors. ....Defendants/Respondents

WITH  
INTERIM APPLICATION NO. 1590 OF 2025  
IN  
SUIT NO. 357 OF 2017

Mukesh G. Desai & Ors. ....Applicants

**IN THE MATTER BETWEEN**

Gautam R. Patel .....Plaintiff

*Versus*

Mukesh G. Desai & Ors. ....Defendants/Respondents

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Ms. Purva Basrur for the Appellants/Applicants.

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CORAM : JITENDRA JAIN, J.  
DATED : 23<sup>rd</sup> APRIL 2026

P. C. :

1. The learned counsel for the plaintiff, on instructions, seeks liberty to withdraw the present suit, since the matter has been settled. However, she prays for liberty in case the terms and conditions of the settlement are not complied with.

2. Suit is permitted to be withdrawn.
3. If the terms of settlement are not complied with, then that would be a fresh cause of action, for which, the plaintiff always have a liberty to take proceedings in accordance with law.
4. It is made clear that the terms and conditions of settlement are not before this Court, but the above facts of settlement has been mentioned by the learned counsel for the plaintiff.
5. Suit is disposed of as withdrawn.
6. Consequently, Interim Applications and Notice of Motion do not survive and are disposed of accordingly.
7. Interim relief granted, if any, stands vacated.

[ JITENDRA JAIN, J. ]