

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER NO.267 OF 2013
WITH
CIVIL APPLICATION NO.319 OF 2013
IN
APPEAL FROM ORDER NO.267 OF 2013**

BALRAJ J. KHATHURIA AND ORS.)...APPELLANTS

V/s.

GARIB CO-OP HOUSING SOCIETY LTD. & ORS.)...RESPONDENTS

Mr.Anoshak Daver i/b. Ashok Dhanuka Advocate for the Appellants.

Mr.N.N.Bhadrashetye Advocate for Respondent Nos.1 to 4.

Mr.S.S.Kalambi i/b. M/s.Dastoor & Dadich & Kalambi for Respondent No.5.

**CORAM: ABHAY M. THIPSAY, J.
(VACATION COURT)**

DATE : 31st MAY, 2013.

P.C. :

- 1 Heard.
- 2 The counsel for the appellants seeks permission to withdraw the appeal.
- 3 The appeal is allowed to be withdrawn and stands dismissed as such.

4 In view of the withdrawal of the appeal, the civil application does not survive.

(ABHAY M. THIPSAY, J.)