

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

COMMERCIAL ARBITRATION PETITION NO.128 OF 2016

Orbit Highcity Pvt. Ltd.

....Petitioners

V/s.

IL and FS Trust Company Ltd. & Ors.

....Respondents

Mr. Janak Dwarkadas, senior advocate a/w. Mr. Sharan Jagtiani, Mr. Anoshak Daver and Ms. Rita Yadav i/b. Reeti Law Associates for the petitioners.

Mr. Gaurav Joshi, senior advocate a/w. Mr. Jatin Pore and Mr. Purvi Joshi i/b. DSK Legal for the respondent nos.1 to 3.

CORAM : K.R.SHRIRAM,J

DATE : 26th October, 2016

P.C.:-

1 Both the counsel were heard for sometime at the end of which Mr. Joshi, senior counsel for the respondent nos.1 to 3 made a statement that if the petitioners are withdrawing this arbitration petition, the directors appointed by the respondents will not do anything that would amount to subverting the arbitration proceedings.

2 In view of this statement made by Mr. Joshi, Mr. Dwarkadas, senior counsel for the petitioners, on instructions

seeks leave to withdraw the petition.

3 The statement made by Mr. Joshi is accepted. The petition is dismissed as withdrawn.

(K.R.SHRIRAM,J)