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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ ARB.P. 17/2015

DELHI METRO RAIL CORPORATION LTD Petitioner
Through Mr.N.K. Kaul, ASG with Mr.Jatan
Singh, Mr.Yanyat Lodha and
Mr.Pawan Madhukar, Advs.

versus

M/S IJM-IJMII JV & ORS Respondents
Through Ms.Madhu Sweta, Adv. with
Mr.Saurabh Bindal, Adv. for R-1 to 3.
Ms.Gunjan Sinha Jain, Adv. for R-4.

CORAM:
HON'BLE MR. JUSTICE MANMOHAN SINGH

ORDER
% **20.05.2016**

The present petition is filed by the petitioner under Section 11 of the Arbitration and Conciliation Act, 1996 for appointment of arbitrator.

Mr.Kaul, learned ASG, concluded his submissions on 25th April, 2016. The matter was adjourned to 17th May, 2016 when Mr.Sethi, learned Senior counsel appearing on behalf of the respondent No.2 argued that since respondent No.2 is from Kuala Lumpur, Malaysia, the present petition ought to have been filed in Supreme Court. In order to avoid any controversy in future with regard to the objection of Section 2(1)(f) of the Act raised by the respondent No.2, the petitioner seeks liberty to withdraw the present petition

with liberty to file before the Supreme Court. Under these circumstances, the present petition be treated as withdrawn. Liberty as sought is granted.

MANMOHAN SINGH, J.

MAY 20, 2016/jk