

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

ARBITRATION APPLICATION NO. 16 OF 2015

M/s. Sonai Constructions Private Limited
Through its Director Shri Ramesh S/o Keshavrao Ahirrao,
age 63 years occupation business
R/o Tilak Nagar, Aurangabad Taluka and Dist. Aurangabad
...PETITIONER

VERSUS

The Executive Engineer,
Nandur Madhmeshwar Canal Division,
Vaijapur District Aurangabad
...RESPONDENT

Mr. Swapnil S. Rathi, Advocate for petitioner
Mr Ruturaj Patil , Advocate for respondent sole.

CORAM : NITIN W. SAMBRE, J.

DATE :22nd September, 2017

ORAL ORDER :

Shri Rathi, learned Counsel for the applicant, upon instructions makes motion for withdrawal of the Arbitration Proceedings, in view of the legal position as is cited before this Court. He makes motion to withdraw the petition with liberty to take out appropriate proceedings so as to establish his claim.

2. The petition is disposed of as withdrawn, with liberty as prayed.

3. Time consumed in pursuing the proceedings before this Court in present application be considered while dealing with the issue of limitation, if any, raised.

(NITIN W. SAMBRE, J.)

pjm.