

ATUL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 1563 OF 2016
IN
ARBITRATION PETITION NO. 951 OF 2015

Tata Capital Financial Services Ltd	...Petitioners
<i>Versus</i>	
ABG Shipyard Ltd & Anr	...Defendant
<i>And</i>	
ICICI Bank Ltd	...Applicant

Mr SU Kamdar, Senior Advocate, a/w Chetan Kapadia, Ms Ekta Tripathi, i/ MDP & Partners, for the Petitioners.
Mr Rahul Narichania, with Mr Cyrus Ardeshir, Mr Kersi Dastoor, Ms Jyoti Singh, i/b Phoenix Legal, for the Applicant.

CORAM: G.S. PATEL, J
DATED: 31st January 2017

PC:-

1. Mr Narichania on instructions seeks leave to withdraw the Notice of Motion. I have previously noted that there is a separate proceeding filed by ICICI Bank in the District Court at Surat (now transferred to Baroda). All rights and contentions of both sides are left open for decision in those proceedings. I make it clear that I have not addressed any of the issues raised on merits in this Notice of Motion.

2. The Notice of Motion is dismissed as withdrawn with no order as to costs.
3. List the Petitioner's Section 9 Petition on 10th February 2017.

(G. S. PATEL, J.)