

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

COMPANY PETITION NO.1206 OF 2015

Diamond Iron Steel Pvt Ltd

..Petitioner

Vs

Pranav Constructions Systems Pvt Ltd

..Respondent.

Mr. Nikhil Jayakar with Manish Charya & Ms. Krishma Agarwal i/b Vigil
Juris for Petitioner.

Ms. Ankita Singhanian and Mr. Kersi Dastoor, Ms. Neha Naik i/b Phoenix
Legal for Respondent.

CORAM: A.S. GADKARI. J.

DATE: 20 JULY 2017.

P.C.:

1] The learned Counsel for the respondent has raised a preliminary objection about the maintainability of the present petition, on the ground that the statutory notice was not served upon the respondent's registered office address.

Prima facie, I find substance in the submissions made by the learned Counsel for the respondent.

2] Facing with the said difficulty, the learned Counsel for the petitioner seeks leave to withdraw the present petition with liberty to adopt appropriate proceedings as may be permissible under law.

Leave and liberty granted.

3] The petition is disposed off as withdrawn with aforesaid liberty.

(A.S. GADKARI, J.)