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

+ **OMP (ENF.) (COMM.) 28/2017**

JCB INDIA LIMITED

..... Petitioner

Through: Ms Sangeeta Bharti, Mr Ashish
Kumar and Ms Srishti Gupta,
Advocates.

versus

UNION OF INDIA

..... Respondent

Through: Mr Jaswinder Singh, Advocate.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

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06.03.2017

IA No.2816/2017

Allowed, subject to all just exceptions.

OMP (ENF.) (COMM.) 28/2017 & IA No.2815/2017

The learned counsel for the petitioner states that a petition under Section 34 of the Arbitration and Conciliation Act, 1996 has been filed *albeit* belatedly and is not maintainable. However, without prejudice to the rights and contentions of the petitioner, she seeks to withdraw the present petition with liberty to file afresh subject to the outcome of the said petition (ARBT.1298/2016).

The learned counsel for the petitioner states that a petition under Section 34 (ARBT.1298/2016) is now listed for hearing on 17.05.2016 on the issue of condonation of delay. It is expected that the Court shall consider and dispose of the said petition as expeditiously as possible and

preferably on that date.

Dismissed as withdrawn with the aforesaid liberty.

VIBHU BAKHRU, J

MARCH 06, 2017

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