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

+ OMP (ENF.) (COMM.) 60/2017

KARAM CHAND THAPAR & BROS
(COAL SALES) LTD.

..... Petitioner

Through: Mr Rajeev K. Virmani, Senior
Advocate, Mr Ravi Sikri, Senior
Advocate with Mr M. K. Shah and Mr
Jyoti Prakash Sahu, Advocates.

versus

MMTC LTD

..... Respondent

Through: Mr Vikram Mehta, Ms Priyambada
Mishra and Mr Gaurave Choudhary,
Advocates.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

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01.05.2017

The learned counsel for the petitioner states that a petition (OMP (COMM.) 193/2017) under Section 34 of the Arbitration and Conciliation Act, 1996 was preferred by the MMTC Ltd. and the same is now listed for hearing on 12.05.2017.

In view of the decision of the Division Bench of this Court in **FAO(OS) No.221/2016 (ARDEE Infrastructure Pvt. Ltd v. Ms. Anuradha Bhatia)** the present petition for enforcement of an arbitral award would not be maintainable at this stage. Accordingly, the present petition is disposed of with liberty to the petitioner to revive the same subject to the outcome of the respondent's petition under Section 34 of the Act.

VIBHU BAKHRU, J

MAY 01, 2017/MK