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

+ **FAO(OS) (COMM) 111/2017**

LALIT MOHAN

..... Appellant

Through Mr. R.K. Sanghi, Mr. A. Maitri and
Ms. Radhika Chander, Advocates.

versus

**NATIONAL AGRICULTURE FEDERATION OF INDIA LTD
(NAFED)**

..... Respondent

Through Mr. Aditya Vijay Kumar, Advocate.

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

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22.05.2017

Counsel for the appellant seeks permission to withdraw the present appeal. He states that he wants to file a review application.

We do not comment on the said aspect.

Counsel for the respondent, who is present on advance notice, in fact, has raised objection as to the maintainability of the present appeal in view of the decision of a Division Bench in *Shyam Telecom Ltd. Vs. A.R.M. Ltd.*, 2008 IX AD (DELHI) 646 and the Commercial Court, Commercial Division and Commercial Appellate Division of High Courts Act, 2015.

In view of the statement made, the appeal is dismissed as withdrawn.

SANJIV KHANNA, J.

C.HARI SHANKAR, J.

MAY 22, 2017/NA