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

+ O.M.P.(I) (COMM.) 205/2017 and CAV 521/2017, I.A. Nos.6464-6467/2017

TRASSTROY HOSKOTE -DOBBASPET TOLLWAYS PRIVATE
LIMITED Petitioner

Through Mr.Anil Airi, Sr. Adv. With
Mr.M.Y.Deshmukh and Mr.Ravi Krishan
Chandna, Advs.

versus

NATIONAL HIGHWAYS AUTHORITY OF INDIA
(MINISTRY OF ROAD TRANSPORT
AND HIGHWAYS) & ANR. Respondents

Through Ms. Gunjan Sinha Jain, Adv. for R-1.
Mr.Divyakant Lahoti, Ms.Amrita Grover and
Mr.Parikshit Ahuja, Advs. For R-2.

CORAM:
HON'BLE MR. JUSTICE JAYANT NATH

% **ORDER**
24.05.2017

This petition is filed under Section 9 of the Arbitration and Conciliation Act, 1996 seeking injunction to restrain respondent No.1 from invoking/encashing the bank guarantee issued from respondent No.2/Canara Bank for Rs.36,03,00,000/-.

Learned counsel appearing for the parties accept that the bank guarantee has been encashed and respondent No.2/Canara Bank has already transmitted the funds to respondent No.1 on 22.05.2017.

In view of the above, learned senior counsel appearing for the

petitioner submits that he would like to withdraw the present petition with liberty to take remedial measures as available in law.

The petition is dismissed as withdrawn with the aforesaid liberty.

All pending applications also stand dismissed.

JAYANT NATH, J

MAY 24, 2017

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