

\$~29

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

+ **W.P.(C) 167/2017 & CMs 776-77/2017**

M/S. GURU EXIM

..... Petitioner

Through : Mr. Saurabh Kansal, Advocate

versus

INDIAN OVERSEAS BANK & ORS

..... Respondents

Through : Mr. Karan Khanna, Adv. for R-1.

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

ORDER

%

09.01.2017

1. At the outset, counsel for the petitioner is directed to address the Court on the maintainability of the present petition when the remedy of instituting a civil suit is available.
2. Counsel for the petitioner fairly states that he may be permitted to withdraw the present petition, while reserving the right of the petitioner to seek its remedies against the respondent/Bank on the civil side.
3. Leave, as prayed for, is granted. The writ petition is dismissed as withdrawn, along with the pending applications. The petitioner is at liberty to seek its remedies against the respondent/Bank, in accordance with law, before the appropriate forum.

HIMA KOHLI, J

JANUARY 09, 2017

sk