

HIGH COURT OF CHHATTISGARH, BILASPUR

ARBA No. 14 of 2018

AKS Nissan, Aditya Wheels India Pvt. Ltd. A Company Incorporated Under The Relevant Provisions Of The Companies Act, 1956 Through Its Director Shri Kamal Jain, Having Its Registered Office At 525/526, Fifth Floor, Ravi Bhawan, Jaistambh Chowk Raipur, Chhattisgarh And Factory And Plant At Chennai ----**Appellant**

Versus

1. Nissan Motor India Pvt. Ltd. Through Its Managing Director, Orchid Business Park, 5th Floor, Sector 48, Sohna Road, Gurugram Haryana 122004
2. Shiva Nissan Sadashiv Automobile Pvt. Ltd. Through Its Director, Having Its Office Situated At, Opposite Magneto Mall, Beside Shivnath Hyundai Showroom, Nh-6, Labhandi, Raipur, Chhattisgarh ---- **Respondents**

For Appellant	:	Mr. Vivek Chopda, Advocate
For Respondent No.1	:	Mr. Piyush Sharma, Advocate
For Respondent No.2	:	Ms. Fouzia Mirza, Advocate

DB : Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Rajani Dubey

Order On Board

02/07/2018

Heard.

During the course of hearing, learned counsel for the appellant submits that he would be moving appropriate application before the Jurisdictional Court at Chennai in view of the order passed in a similar matter by the High Court of Judicature at Madras in Case No.3479 of 2018 (M/s. Vishal Abhikaran Vs. M/s. Nissan Motor India Private Limited).

2. Learned counsel for the respondent does not have any objection to this withdrawal though he submits that this should not be treated as concession on the merits of the claim. Making it clear that the withdrawal shall have no effect the merits of the claim, we permit learned counsel for the appellant to withdraw this appeal with liberty to approach the Court as desired by him.

3. With the aforesaid liberty, the appeal is dismissed as withdrawn.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Sd/-
(Rajani Dubey)
Judge