

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL (L) NO. 46 OF 2018
IN
ARBITRATION PETITION NO. 409 OF 2017**

Emerald Lifestyle (India) Ltd. Appellant

Vs.

Complete System and Management Respondent
Services Pvt. Ltd.

Mr. Ramesh K. Tiwari a/w Mr. Ramesh A. i/b Neelam Morey for the
appellant
Mr. A. S. Khandeparkar a/w Mr. Prerak Sharma for the respondent

**CORAM : NARESH H. PATIL AND
NITIN W. SAMBRE, JJ.**

DATE : JANUARY 29, 2018.

P.C.

The counsel appearing for the respondent submits that the
petition is listed today at 3.00 p.m.

2 The learned counsel for the appellant submits that he would like
to contest the issue of jurisdiction before the learned Single Judge in
view of the Full Bench Judgment of this Court dated 16th December
2009. He seeks withdrawal of the appeal with liberty to raise

appropriate issues.

3 We do not express any opinion. Appellant is at liberty to raise appropriate issues. Appeal is dismissed as withdrawn.

4 Parties to act upon authenticated copy of this order.

[NITIN W. SAMBRE, J.]

[NARESH H. PATIL, J.]