

Before : Shri A. M. Chandekar
Prothonotary & Senior Master
Date : 9th February, 2018

FOR WITHDRAWAL (ORIGINAL SIDE MATTERS) :

903 EXA/160/2009) Mr. Mukul Taly I/b. S. Mahomedbhai
AW/DT/18/6/04) and Company, Advocate for Applicants/
) Decree Holder.
)
)
) Mr. Ashish Singh I/b. Khare Legal
) Chamber, Advocate for Respondents/
) Judgment Debtor.
)
) P.C. : Ld. Counsel for Decree Holder
) submitted that after filing of Execution
) Application, Judgment Debtor has
) challenged Award before the Hon'ble
) Apex Court and ultimately, the Hon'ble
) Apex Court has dismissed SLP filed by
) Judgment Debtor on 18.01.2018. In
) light of change in circumstances, the
) Decree Holder wants to withdraw
) present Execution Application. Ld.
) Counsel for Decree Holder made
) statement that fresh Execution
) Application is already filed, which is
) bearing lodging no. 312/2018.
)
) Ld. Counsel for Judgment Debtor have
) no objection for granting liberty to
) withdraw present Execution Application.
)
) Hence, liberty is granted to Decree
) Holder to withdraw present Execution
) Application. No order as to costs.
)
) Office is directed to return original
) Award of Arbitration dated 18.06.2004
) by keeping on record photocopy of the
) same certified as 'True' by the Ld.
) Counsel for Decree Holder.

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contd...	)	Decree Holder is directed to submit
EXA/160/2009	)	undertaking with office that in case of
AW/DT/18/6/04	)	direction of the Hon'ble Court, Decree
	)	Holder to return/submit original Award
	)	in the office.
	)	
	)	Office to take follow up action.
	)	

Date : 09.02.2018

Prothonotary & Senior Master