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

+ **CS(COMM) 159/2017**

GUPTA ENTERPRISES

..... Plaintiff

Through: Mr. Saurabh Agrawal and Ms. Komal
Mundhra, Advs.

versus

NBCC(INDIA) LTD.& ORS.

..... Defendants

Through: Mr. Aseem Nayyar, Adv. for D-1.
Mr. Ripu Daman Bhardwaj, Adv. for
D-2&3.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

% **23.04.2018**

IA No.5362/2018 (of the plaintiff under Order XXIII Rule 1 of the CPC).

1. Though withdrawal of the suit is sought with permission to pursue again but the counsel for the plaintiff/applicant seeks simplicitor withdrawal of the suit for the reasons given in the application.
2. The counsel for the defendant no.1 and the counsel for the defendants no.2&3 have no objection.
3. The suit is dismissed as withdrawn.
4. A certificate entitling the plaintiff to refund of the court fees paid on the suit less Rs.60,000/- be issued and handed over to the counsel for the plaintiff.
5. The date of 23rd August, 2018 is cancelled.

Dasti.

RAJIV SAHAI ENDLAW, J

APRIL 23, 2018

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