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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ O.M.P.(I) (COMM.) 383/2018
HINDUSTAN PREFAB LTD. Petitioner
Through: Mr.P.K.Mehndiratta, Adv.

versus

M/S. NCC LTD. Respondent
Through: Nemo

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER
% **28.09.2018**

IA 13375/2018

Exemption allowed subject to all just exceptions.

OMP(I)(COMM) 383/2018 & IAs 13374/2018(stay), 13376/2018
(delay)

This petition under Section 9 of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as the 'Act') has been filed by the petitioner challenging the order dated 18.06.2018 passed by the Sole Arbitrator rejecting the application filed by the petitioner seeking impleadment of the National Law University, Orissa, as respondent no.2 in the arbitration proceedings.

In my view, the said order cannot be challenged under Section 9 of the Act. Counsel for the petitioner at this stage prays for leave to withdraw the present petition with liberty to avail such other remedy as may be available to the petitioner.

The petition is dismissed as withdrawn with liberty as prayed for.

NAVIN CHAWLA, J
SEPTEMBER 28, 2018/RN