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

+ **EFA(OS) (COMM) 18/2019**

MERA BABA REALITY ASSOCIATES PVT LTDAppellant

Through: Mr. Sudhir Nandrajog, Senior
Advocate with Mr. Vijay K. Singh, Ms. Vijaya
Singh and Ms. Kanishka Prasad, Advocates

versus

NATIONAL SPOT EXCHANGE LTD & ORSRespondents

Through: Mr. Sudhanshu Batra, Senior
Advocate with Mr. Ranjan Kumar Pandey, Mr.
Sandeep Bisht, Mr. Anuj Tiwari, Mr. Shikhar
Shrivastava, Mr. Vishwanathan Iyer and Mr.
Aditya Mishra, Advocates for respondent No.1

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% 24.10.2019

CAV.1079/2019

Since appearance is entered on behalf of the respondent/Caveator, the
caveat stands discharged.

C.M.Appln.46978/2019 (Exemption)

Allowed subject to all just exceptions.

EFA(OS) (COMM) 18/2019, C.M. APPL.46977/2019 (stay)

1. Mr. Sudhanshu Batra, learned Senior Advocate appearing for the
respondent No.1/NSEL, challenges the maintainability of the present appeal

on the ground that the same is not maintainable under Section 37 of the Arbitration and Conciliation Act, 1996 or under Section 10 of the Delhi High Court Act.

2. After addressing arguments for some time assailing the order dated 27.09.2019, passed by the learned Single Judge in OMP (ENF.)(COMM.) 13/2019, Mr. Sudhir Nandrajog, learned Senior Advocate appearing for the appellant, on instructions states that he may be permitted to withdraw the present appeal while reserving the rights of the appellant to file an appropriate application before the learned Single Judge, seeking review/modification of the impugned order.

3. Leave as prayed for is granted.

4. The appeal is disposed of as not pressed alongwith the pending application.

HIMA KOHLI, J

ASHA MENON, J

OCTOBER 24, 2019

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