

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMM ARBITRATION APPLICATION NO. 7 OF 2021**

NTT Data Business Solutions India Private Limited ... Applicant

Versus

Tata Communications Transformation Services Limited ...Respondent

Mr Shrey Fatterpekar, *with Mr Danesh Mehta, i/b Mulla Associates, for the Applicant.*

Ms Padmaja Kaul, *with Dhruti C, i/b Indus Law, for the Respondent.*

**CORAM: G.S. PATEL, J
DATED: 12th March 2021**

PC:-

ARUN
RAMCHANDRA
SANKPAL

Digitally signed by
ARUN
RAMCHANDRA
SANKPAL
Date: 2021.03.15
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1. After some arguments, the Counsel for the Applicant seeks leave to withdraw the Application stating that the Applicant will follow the mandated procedure in Clause 21.2. This inter alia requires the parties to follow the UNCITRAL rules in regard to the appointment of an authority which will nominate an arbitrator where parties are unable to agree on the name of an arbitrator. Parties have refused to agree on a name. The clause must operate.

2. The Application is dismissed as withdrawn.

3. This order will be digitally signed by the Personal Assistant of this Court. All concerned will act on production of a digitally signed copy of this order.

(G. S. PATEL, J)