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

+ **O.M.P.(I) (COMM.) 154/2024 & I.A. 11156/2024**

**VERMA PESTICIDES AND PEST CONTROL SERVICES
PVT LTD**

..... Petitioner

Through: Mr. Satish Kumar Tripathi,
Advocate.

versus

**ALL INDIA INSTITUTE OF MEDICAL SCIENCES
AIIMS & ANR.**

..... Respondents

Through: Mr. Rajiv Kapur, Mr. Akshit
Kapur and Mr. Aditya Saxena,
Advocates for R-2. [Mob:
9716076533]

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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16.05.2024

1. The present petition under Section 9 of the Arbitration and Conciliation Act, 1996 [“the Act”], has been filed by the petitioner in anticipation of arbitration proceedings under an Agreement dated 25.06.2022 between the petitioner and respondent No. 1 – All India Institute of Medical Sciences.

2. The grievance of the petitioner is that the Agreement for providing disinfection and pest control services, awarded to the petitioner, has been terminated by respondent No. 1 on 29.04.2024, and a performance bank guarantee has been invoked thereafter.

3. In view of the fact that the performance bank guarantee has already



been encashed, learned counsel for the petitioner does not press this petition and reserves the petitioner's right to seek all appropriate remedies, including interim measures of protection, before the arbitral tribunal.

4. In view of the above, the petition, alongwith pending application, is disposed of.

PRATEEK JALAN, J

MAY 16, 2024
SS/