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

+ O.M.P. (E) (COMM.) 32/2023

SHRI RADHEY BUILDPROP PVT LTD & ORS. Petitioners

Through: Ms. Vibha Mahajan Seth, Advocate.

versus

ADEL LANDMARKS LIMITED Respondent

Through: Ms. Apoorva, Advocate for the
Resolution Professional.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **15.04.2024**

Ms. Vibha Mahajan Seth, learned counsel appearing for the petitioner submits that during the pendency of the present petition filed under section 27 of the Arbitration & Conciliation Act 1996, the learned Sole Arbitrator who is seized of the matter has recused from the proceedings. Counsel submits that no steps have been taken by the respondent/claimant for appointment of a substitute arbitrator.

In the circumstances, Ms. Seth seeks leave to withdraw the present petition, with liberty to file afresh for the same purpose, if and when the Arbitral Tribunal is re-constituted.

Ms. Apoorva, learned counsel is present on behalf of the Resolution Professional appointed for the respondent company and submits that the company is undergoing Corporate Insolvency Resolution Process and is likely to be taken-over by a new management, which may then decide to take appropriate steps in respect of the arbitral proceedings.



The submission is noted.

Subject to the above, the petition is disposed-of as withdrawn, with liberty as prayed-for.

Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

APRIL 15, 2024

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