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

+ OMP (ENF.) (COMM.) 26/2023, CRL.M.A. 4509/2025 (Filed by decree holder U/S 215 R/W 379), EX.APPL.(OS) 120/2023 (Dir.), EX.APPL.(OS) 835/2024 (Dir.), EX.APPL.(OS) 1403/2024 (Filed on behalf of the decree holder seeking closure of the JD right to file reply to the application 835/2024), EX.APPL.(OS) 1549/2024 (Seeking vacation of Para 3 of the order dt. 09.09.2024) & EX.APPL.(OS) 1596/2024 (U/O 1 Rule 10)

MR ISHAN SINGHDecree Holder
Through: Mr. Guneet Singh Sidhu and
Mr. Siddharth Chittal,
Advocates.
versus

SPAZE TOWERS PRIVATE LIMITEDJudgement Debtor
Through: Mr. Karan Gandhi, Advocate
through Video Conferencing.
Mr. Ankit Banati and Ms.
Divya Narang, Advocates for
Allotees and Impleaders.

CORAM:
HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR

% **ORDER**
06.05.2026

1. The present Petition has been instituted under Section 36 of the Arbitration and Conciliation Act, 1996, read with Order XXI Rule 32 of the Code of Civil Procedure, 1908, seeking execution of the Arbitral Award dated 14.09.2022.

2. Learned counsel appearing on behalf of the Decree Holder submits that the present proceedings do not survive in view of the Decree Holder having invoked its remedies before the learned



National Company Law Appellate Tribunal (NCLAT) by way of Company Appeal (AT) (Ins) No. 1107 of 2025.

3. He accordingly seeks leave of this Court to withdraw the present Petition, with liberty to pursue such remedies as may be available to him in accordance with law.

4. Leave and liberty, as sought for, are granted.

5. Accordingly, the present Petition, along with pending application(s), if any, stands dismissed as withdrawn.

HARISH VAIDYANATHAN SHANKAR, J.
MAY 06, 2026/nd/kr/ma