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

+ O.M.P.(I) (COMM.) 141/2026 & I.A. 8782/2026 (For Exemption)

M/S RKEC YFC JV

.....Petitioner

Through: Mr. Viraj R. Datar, Senior Advocate along with Mr. Chetan Lokur, Advocate.

versus

NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT CORPORATION LIMITED

.....Respondent

Through: Mr. Lalit Chauhan, Ms. Laxmi Chauhan, Mr. Manish Yadav, Mr. Rustam Singh Chauhan and Ms. Khushi Sehrawat, Advocates.

CORAM:

HON'BLE MR. JUSTICE HARISH VAIDYANATHAN SHANKAR

ORDER

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06.04.2026

1. The present Petition has been filed under Section 9 of the Arbitration and Conciliation Act, 1996 seeking, *inter alia*, a stay on operation and effect of the Draft Notice of Intention dated 16.03.2026 to terminate the Contract Agreement dated 29.04.2024 [**“Agreement”**] entered into between the parties.

2. Mr. Viraj R. Datar, learned Senior Counsel appearing on behalf of the Petitioner candidly states that pursuant to the issuance of “draft” Notice of Intention, apparently dated 02.04.2026, to terminate the Agreement, the Petitioner has been served with a “final” Notice of Intention dated 02.04.2026 to terminate the Agreement.

3. In view of the aforesaid subsequent development, learned



Senior Counsel for the Petitioner seeks the leave of this Court to withdraw the present Petition, with liberty to file a fresh Petition, impugning the “final” Notice of Intention dated 02.04.2026 that has been served on the Petitioner.

4. Leave and liberty, as sought, are granted.
5. Accordingly, the present Petition, along with pending Application(s), if any, stands dismissed as withdrawn.

HARISH VAIDYANATHAN SHANKAR, J.
APRIL 06, 2026/nd/dj