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

+ ARB.P. 787/2023

M/S MANDY ENTERPRISES AND M/S NEW AGE
ENVIRONMENT SOLUTIONS PVT LTD, A JOINT VENTURE

..... Petitioner

Through: Mr. Akshat Bajpai, Ms. Ishanee
Sharma and Mr. Shobhit Trehan,
Advocates.

versus

MUNICIPAL CORPORATION OF DELHI Respondent

Through: Mr. Amit Singh Chauhan, ASC with
Ms. Tejaswini, Mr. Syed Hamza
Ghayour, Advocates with Mr.
Bhardwaj, Officer, MCD.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

01.12.2023

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1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 seeking the appointment of an Arbitrator. Counsel for Petitioner contends that the dispute resolution mechanism provided in the Notice Inviting Tender dated 04th November, 2020, provides for arbitration. *Per contra*, the counsel for Respondent has taken a categorical stand that the referred clause is not an arbitration agreement between the parties.
2. In light of the above, after making some submissions, counsel for the Petitioner, states that since the Respondent is denying the existence of an arbitration agreement, he would like to avail other remedies for adjudication of disputes between the parties.
3. In light of the above, the present petition is dismissed as withdrawn



with liberty as aforesaid.

DECEMBER 1, 2023/as

SANJEEV NARULA, J