



IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

HON'BLE THE CHIEF JUSTICE SHRI MANOJ KUMAR GUPTA

11TH SEPTEMBER, 2026

ARBITRATION APPLICATION No. 40 OF 2024

1: M/S KM Engineering And Construction

--Petitioner

Versus

1: Superintending Engineer

--Respondent

Counsel for the applicant. : Mr. Prabhat Bohra, learned counsel.

ORDER :

1. Mr. Prabhat Bohra, learned counsel for the applicant, after making brief submissions, prays for withdrawal of the application with liberty to file a fresh application after serving proper notice to the other side intimating the appointment of applicant's arbitrator and in the event there is failure on part of the respondent-department to appoint its arbitrator, or follow the procedure relating to constitution of the Arbitral Tribunal under the agreement.

2. Accordingly, the application is disposed of as withdrawn, with liberty to file a fresh application, if any such cause of action arises.

MANOJ KUMAR GUPTA, C.J.

Dt: 11th September, 2026
Rahul