

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.09.2015

CORAM

THE HON'BLE Mr. JUSTICE M.M.SUNDRESH

W.P.No.28881 of 2015 &
M.P.No.1 of 2015

J. Lakshmi

.. Petitioner

v.

1 Union of India
Rep. by its General Manager
Southern Railway
Park Town, Chennai - 600 003

2 Divisional Railway Manager
Southern Railway
Commercial Branch
Park Town, Chennai - 600 003

3 Senior Division Commercial Manager
Southern Railway Commercial Branch
Park Town, Chennai - 600 003

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus directing calling for the records of the third respondent in its Proceedings Letter No. M/C.14/AC Waiting Hall/MAS/2015 dated 13.08.2015 wherein the third respondent had erroneously, illegally and arbitrarily called upon the petitioner to pay a sum of Rs. 72,94,189/- and quash the same and direct the respondents to return the petitioner's amount of Rs. 12,68,866 /- illegally held by the respondents.

For Petitioner : M/s.G.Vijayanand Asso.
For Respondents : Mr.P.T.Ramkumar
Standing Counsel

ORDER

Though the prayer has been sought for by the petitioner challenging the order passed by the 3rd respondent dated 13.08.2015 with a consequential relief, it is not in dispute that there is arbitration clause governing the parties.

2. Mr.P.T.Ramkumar, learned Standing Counsel appearing on behalf of the respondents submitted that the petitioner is also informed

by letter dated 3.9.2015 that action is being taken for invoking arbitration clause and the details of Arbitral Tribunal will be intimated after completion of the process.

3. In such view of the matter, a direction is issued to the 3rd respondent to complete the process of invoking arbitration clause as expeditiously as possible, preferably, within a period of six weeks from the date of receipt of a copy of this order.

The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

Rj
To

- 1 The General Manager
Union of India
Southern Railway
Park Town, Chennai - 600 003
- 2 The Divisional Railway Manager
Southern Railway
Commercial Branch
Park Town, Chennai - 600 003
- 3 The Senior Division Commercial Manager
Southern Railway Commercial Branch
Park Town, Chennai - 600 003

1 cc to Mr.G.Vijay Anand Associates , Advocate Sr.No.51351
1 cc to Mr. P.T.Ramkumar, Advocate Sr.No.51040

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pmk.5.10.2015