

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

HON'BLE THE ACTING CHIEF JUSTICE DILIP B. BHOSALE

AND

HON'BLE SRI JUSTICE S.V. BHATT

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WRIT PETITION No. 38386 OF 2015

Date: 26.11.2015

Between:

R. Ramanjineulu

... Petitioner

And

The State of A.P., rep., by its Principal Secretary,

Revenue Department,

Hyderabad & others.

... Respondents

HON'BLE THE ACTING CHIEF JUSTICE DILIP B. BHOSALE

AND

THE HON'BLE SRI JUSTICE S.V. BHATT

W.P.No.38386 OF 2015

PC: (Per the Hon'ble Sri Justice S.V.Bhatt)

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The petitioner prays for the following relief:

.....to issue a writ order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondent imposing condition no right to contest Arbitration case No.385/ 14 ,on the file of the Hon'ble Arbitral Tribunal, D.No.3-6-629, Bhoopal Reddy Complex, 4th Floor, Street No.8, Himayathnagar, Hyderabad without depositing the arbitral Fee is illegal, arbitrary, against the principles of natural justice and unconstitutional and also against Chit rules and consequently direct the respondent to set aside the said condition and to refund the arbitral Fee immediately to the petitioner in the above case and pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case".

After arguing the matter for some time and on being informed that the petitioner has enough remedies under the Arbitration and Conciliation Act, the learned counsel requests the Court to permit him to withdraw the writ petition with liberty to avail remedies available either before the Arbitral Tribunal or the competent Civil Court.

The writ petition is dismissed as withdrawn by granting the liberty as prayed for.

Consequently, miscellaneous petitions, if any pending, also stand disposed of.

DILIP B. BHOSALE, ACJ

S.V.BHATT, J

Date: **26.11.2015**

Es/Lrkm