

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11875 of 2013

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1. Vijay Rajak Son Of Misri Rajak, Resident Of Village And P.O.- Rangra,
P.S.- Gopalpur, District- Bhagalpur

.... Petitioner/s

Versus

1. Tata Motors Limited, A Company Incorporated Under The Provisions Of
The Companies Act, 1913 Having Its Registered Office At 3, Bombay
House, 24 Homi Modi Street Fort, Mumbai-400001 And Inter-Alia Officer
At Building A, 2nd Floor, Lodha 1-Think Techno Campus, Near Voltas,
Off. Pokharan Road-2, Thane (West), 400607
2. Maurya Motors Limited, Commercial Vehicle Dealer, Plot No. C-1,
Industrial Area, Patliputra, Patna- 800013 (Bihar)
3. Mr. Nitin Chadha, Sole Arbitrator, Prashant Apartment, Opp. I.I.T Main
Gate, Shop No. 3, Adishankracharya Marg, Powai, Mumbai- 400076
(Maharashtra)

.... Respondent/s

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

4 02-03-2016

Heard.

The petitioner obtained loan for purchase of vehicle and defaulted in payment thereof. The matter was raised before the arbitrator by the respondents. Despite the notice the petitioner did not appear thereat. Proceeding ex-parte the learned arbitrator passed the award on 13th March, 2013 which is under challenge.

The Arbitration and Conciliation Act, 1996 under which the proceeding was taken up itself provides for a remedy for setting aside the arbitral award under Section 34 of the Act. Having appreciated the same, the counsel for the petitioner, sought permission of the Court to withdraw this application in order to

approach the appropriate forum/authority/Court for redressal of the grievance after seeking condonation of delay.

The writ application stands disposed of with the said liberty.

(Kishore Kumar Mandal, J)

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