

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.17520 of 2012

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Zonal Manager, National Projects Construction Corporation Limited, PMGSY
Works Unit Patna, Resident Of 15, I.A.S. Colony, Kidwaipuri, P.S. - Kotwali,
District & Town - Patna

.... Petitioner

Versus

1. The State of Bihar through the Secretary, Department of Rural Development,
Government of Bihar, Patna
2. The Chairperson, West Bengal State Micro & Small Enterprises Facilitation
Council, New Secretariat Building (9th Floor), Block-A, 1, K.S. Ray Road,
Kolkata (West Bengal)
3. M/S Dynamic Projects through Its Patron Manish Biswas, 196-AG, Arabinda
Sarin Gouribari, Kolkata - 700004 (West Bengal)

.... Respondents

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Appearance:

For the Petitioner : Mr. Shailendra Kumar, Advocate

For the Respondents : Mr. Rajiv Roy, GP5

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 19-09-2016

Heard learned counsel for the petitioner as well as
learned counsel for the respondents.

2. The present writ petition has been filed for quashing of
the notice dated 21.11.2011 issued under the signature of respondent
no. 3 by which the petitioner has been directed to appear before him
for the purpose of examination and for production of documents
connected with the alleged claim of respondent no. 4 and to answer all
material questions relating to the said documents regarding the
aforesaid matter; for a further direction to issue a writ in the nature of
mandamus or an appropriate writ, order or direction commanding the
respondents to settle the dispute and differences between the parties

as per term no. 4 of the terms and conditions of the work order by appointment of an Arbitrator as per Arbitration Clause and also as envisaged in the last line of para no. 4 of the work order.

2. At the very outset, learned counsel for the petitioner makes a statement at the Bar that arbitration proceedings have since commenced and are already underway for resolution of the dispute between the parties.

3. In that view of the matter, this Court is not inclined to enter into the merits of the matter. The present writ petition stands dismissed.

(Vikash Jain, J)

B.T/Chandran

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	21.09.2016
Transmission Date	N.A.