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HIGH COURT OF CHHATTISGARH, BILASPUR

ARBA No. 6 of 2016

- G. Raja Gopala Rao Special Class Contractor, (Sole Proprietor), S/o Shri Yellamaneedu, Aged About 56 Years. Having Its Office At D. No. 39-33-61/2, Madhavadhara, Vuda Colony, Vishakhapatnam - 18, Andhra Pradesh, (India)(Applicant)

---- Petitioner

Versus

1. The Government Of Chhattisgarh Panchayat And Rural Development Department, Through Its Secretary, Mantralaya, Raipur, (Chhattisgarh)
2. The Chief Engineer, Pradhan Mantri Gram Sadak Yojna, Vikas Ayukt Karyalaya Raipur (Chhattisgarh)
3. The Superintending Engineer, P M G S Y Vikash Ayukt Karyalaya, Raipur (Chhattisgarh)
4. The Colletor / Chairman, P M G S Y, Kawardha Kabirdham (Chhattisgarh)
5. The Executive Engineer And Member Secretary, Project Implementation Unit, P M G S Y, Kawardha (Chhattisgarh)
6. The Superintendent Engineer Project Implementation Circle, P M G S Y, Rajnandgaon (Chhattisgarh).....(Non Applicants)

---- Respondent

And

ARBA No. 8 Of 2016

- G. Raja Gopala Rao Special Class Contractor, (Sole Proprietor), S/o Shri Yellamaneedu, Aged About 56 Years. Having Its Office At D. No. 39-33-61/2, Madhavadhara, Vuda Colony, Vishakhapatnam - 18, Andhra Pradesh, (India).....(Applicant)

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1. The Government Of Chhattisgarh Panchayat And Rural Development Department, Through Its Secretary, Mantralaya, Raipur, (Chhattisgarh)
2. The Chief Engineer, Pradhan Mantri Gram Sadak Yojna, Vikas Ayukt Karyalaya Raipur (Chhattisgarh)

3. The Superintendent Engineer P M G S Y Vikash Ayukt Karyalaya, Raipur (Chhattisgarh)
4. The Colletor / Chairman, P M G S Y Kawardha Kabirdham, (Chhattisgarh)
5. The Executive Engineer And Member Secretary, Project Implementaion Unit, P M G S Y Kawardha (Chhattisgarh)
6. The Superintendent Engineer, Project Implementation Circle, P M G S Y, Rajnandgaon (Chhattisgarh).....(Non Applicants)

---- Respondent

And

ARBA No. 9 Of 2016

- G. Raja Gopala Rao Special Class Contractor, (Sole Proprietor), S/o Shri Yellamaneedu, Aged About 56 Years. Having Its Office At D. No. 39-33-61/2, Madhavadhara, Vuda Colony, Vishakhapatnam - 18, Andhra Pradesh, (India).....(Applicant)

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2. The Chief Engineer, Pradhan Mantri Gram Sadak Yojna, Vikas Ayukt Karyalaya Raipur (Chhattisgarh)
3. The Superintending Engineer, P M G S Y, Vikas Ayukt Karyalaya, Raipur (Chhattisgarh)
4. The Collector / Chairman P M G S Y, Kawardha Kabirdham (Chhattisgarh)
5. The Executive Engineer And Member Secretary, Project Implementation Unit, P M G S Y, Kawardha (Chhattisgarh)
6. The Superintendent Engineer Project Implementation Circle, P M G S Y, Rajnandgaon (Chhattisgarh).....(Non Applicants)

---- Respondent

And

ARBA No. 7 Of 2016

- G. Raja Gopala Rao Special Class Contractor, (Sole Proprietor), S/o Shri Yellamaneedu Aged About 56 Years, Having Its Office At D. No. 39-33-61/2, Madhavadhara, Vuda Colony, Vishakhapatnam - 18, Andhra Pradesh (India).....(Applicant)

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Vs

1. The Government Of Chhattisgarh Panchayat And Rural Development Department, Through Its Secretary, Mantralaya, Raipur, (Chhattisgarh)
2. The Chief Engineer, Pradhan Mantri Gram Sadak Yojna, Vikas Ayukt Karyalaya Raipur (Chhattisgarh)
3. The Superintending Engineer, P M G S Y Vikash Ayukt Karyalaya, Raipur (Chhattisgarh)
4. The Collector / Chairman P M G S Y Kawardha Kabirdham (Chhattisgarh)
5. The Executive Engineer And Member Secretary, Project Implementation Unit, P M G S Y, Kawardha (Chhattisgarh)
6. The Superintendent Engineer Project Implementation Circle, P M G S Y, Rajnandgaon (Chhattisgarh).....(Non Applicants)

---- Respondent

And

ARBA No. 10 Of 2016

- G. Raja Gopala Rao Special Class Contractor, (Sole Proprietor), S/o Shri Yellamaneedu, Aged About 56 Years. Having Its Office At D. No. 39-33-61/2, Madhavadhara, Vuda Colony, Vishakhapatnam - 18, Andhra Pradesh, (India).....(Applicant)

---- Petitioner

Vs

1. The Government Of Chhattisgarh Panchayat And Rural Development Department, Through Its Secretary, Mantralaya, Raipur, (Chhattisgarh)
2. The Chief Engineer, Pradhan Mantri Gram Sadak Yojna, Vikas Ayukt Karyalaya Raipur (Chhattisgarh)
3. The Superintendent Engineer P M G S Y, Vikas Ayukt Karyalaya, Raipur (Chhattisgarh)
4. The Collector / Chairman P M G S Y, Kawardha Kabirdham (Chhattisgarh)
5. The Executive Engineer And Member Secretary, Project Implementation Unit, P M G S Y, Kawardha (Chhattisgarh)
6. The Superintendent Engineer Project Implementation Circle, P M G S Y, Rajnandgaon (Chhattisgarh).....(Non Applicants)

---- Respondent

For Applicants Mrs. Fouzia Mirza, Advocate
For Respondent /State Mr. Shashank Thakur, Government Advocate

Hon'ble Shri Justice Prashant Kumar Mishra
Order On Board

21/6/2016

1. Heard.
2. After arguing for sometime, learned counsel for the parties, would not dispute that the matter in issue regarding applicability of the provisions of Arbitration and Conciliation Act, 1996 to a work contract as defined under Chhattisgarh Madhyastham Adhikaran Adhiniyam, 1983 (in short "the Adhiniyam, 1983"), is squarely covered by the common order dated 22.03.2016 passed by this Court in Arbitration Application No.07 of 2015 (M/s. Lal Babu Singh Vs. State of Chhattisgarh and another) and other connected Arbitration Applications.
3. In view of the above, the present Arbitration Applications also deserve to be and are hereby dismissed, as not maintainable. However, liberty is reserved in favour of the applicants to move before Arbitration Tribunal under the provisions of the Adhiniyam, 1983.

Sd/-

Judge

(Prashant Kumar Mishra)