

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

C.A.O. NO.1453/2016
IN
MISCELLANEOUS CIVIL APPLICATION NO.1109/2015

T.S. Kisan and Company Pvt. Ltd.

..VS..

Union of India and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A.HAQ, J.
DATED : 19.8.2016.

Heard Shri P.P. Patil, Advocate for the applicant
and Shri A.M. Joshi, Advocate for the non-applicants.

Considering the tenor of the order and
considering Clauses 17 and 18 of the agreement dated 21st
July, 2008 it is clear that the contention of the applicant
raised in this application is proper and the order passed in
Miscellaneous Civil Application No.1109/2015 on 13th July,
2016 is required to be modified by directing that the learned
Arbitrator shall also consider the dispute between the parties
in respect of the supply order No.NL 0117/D/Unit-05 dated
21st July, 2008.

Hence, the following order:

In paragraph No.9 Clause (i) at the end of the
sentence following be added “and supply order No.NL

0117/D/Unit-05 dated 21st July, 2008” so that para No.9

Clause (i) reads as follows:

“Shri A.P. Deshpande, former Judge of this Court is appointed as an Arbitrator to resolve the dispute between the parties in respect of supply order No.1081477/A1 dated 29th March, 2009 and supply order No.NL 0117/D/Unit-05 dated 21st July, 2008.”

Civil application is **allowed** accordingly.

JUDGE

Tambaskar.

CERTIFICATE

“ I certify that this Judgment/Order uploaded is a true and correct copy of original signed Judgment/Order”.

Uploaded By : N.V. Tambaskar.
Personal Assistant.

Uploaded On : 19.8.2016.