

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.522 of 2014

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1. M/s Y.P.C. Dushad Construction (J.V) through Shyam Lal Khandelwal
RZG-538, Raj Nagar, Part-II, Palam Colony, New Delhi- 110045.

.... Appellant/s

Versus

1. The Chief Administrative officer (cons.)/east Central Railway
Mahendrughat, District- Patna, Bihar.
2. Dy. Chief Engineer (Cons.), East Central Railway, Dhanbad.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Prabhakar Nath Rai

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

10 08-08-2017 Heard learned counsel for the appellant and perused
the record.

Learned counsel for the appellant seeks permission to
withdraw this appeal on the ground that a petition for setting aside
the award under Section 34 of the Arbitration and Conciliation
Act, 1996 is not maintainable before this Court, rather a petition to
that effect has to be filed before the Court of learned District
Judge, Patna.

Permission is granted.

Learned counsel for the appellant is permitted to
withdraw this appeal with a liberty to file a petition under Section
34 of the Arbitration and Conciliation Act, 1996 before the proper



forum.

Accordingly, this appeal is dismissed as withdrawn.

(Prakash Chandra Jaiswal, J)

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