

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 22.09.2017

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

O.P.NO.567 OF 2017

M/s. Sree Kamatchi Amman Constructions,
represented by its Partner Mr.K.Venkatapathy,
No.12, T.N. Nagar,
Palanipet, Arakkonam 631 002.

Petitioner

Vs

1. The Union of India,
represented by the General Manager,
Southern Railway,
Park Town, Chennai-3.
2. The Divisional Railway Manager
(Chennai Division),
Chennai Divisional Office,
Southern Railway,
Park Town, Chennai-3.
3. The Senior Divisional Engineer (East),
Chennai Divisional Office,
Southern Railway, Park Town,
Chennai-3.

Respondents

Petitions filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 praying to appoint an independent Arbitrator to arbitrate all the claims and disputes between the petitioner and the respondents arising out of the Agreement No.104/W/MAS dated 18.06.2003 and direct the respondents to pay the costs.

For Petitioner : Mr. Amalraj S.Penikilapatti

For Respondents : Mr.P.T.Ramkumar

ORDER

Heard Mr.Amalraj S.Penikilapatti, appearing for the petitioner and Mr.P.T.Ramkumar, appearing for the respondents.

2. Learned counsel Mr.P.T.Ramkumar appearing for the respondents would agree that the following two claims raised by the claimant are liable to be settled by the respondents as follows;

(i) Outstanding dues of a sum of Rs.24,080/-will be paid within a period of four weeks from date of receipt of this order.

(ii) Return of the Original Bank Guarantee No.04 dated 06.02.2005 issued by SBI, Arakkonam for Rs.1,86,454/- and extended up to 31.01.2007 within a period of four weeks from date of receipt of this order.

3. Recording his undertaking as above, this Original Petition is closed. Liberty is granted to the petitioner to approach this Court in the event the above undertaking is not complied with. No costs.

22.09.2017

Speaking Order/non-speaking order
Index:yes/No
msr

DR. ANITA SUMANTH, J.

msr



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