

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 13.12.2017

Coram :

The Hon'ble Mr.Justice T.S.Sivagnanam
&
The Hon'ble Mr.Justice K.Ravichandrabaabu

O.S.A.No.461 of 2009

&

O.S.A.No.256 of 2011

&

M.P.Nos.1 & 1 of 2011

1. M/s. Ennore Port Limited,
rep. by its Company Secretary/
T.K. Arun

...Appellant in O.S.A.No.461 of 2009

2. M/s. Ennore Port Limited, (1st Floor),
P.T.LEE Chengalvarayan Naicker Maaligai, (1st floor)
23, Rajaji Salai,
Chennai - 600 001.

...Appellant in O.S.A.No.256 of 2011

Vs

1.HCC Van Oord ACZ Joint Venture Ltd.,
Hincon House, Lal Bahadur Shastri Marg,
Vikhroli (W), Mumbai-400 083.

... R-1 in both Appeals

2.Shri. M. C. Bhide
3 Shri. O.P.Goel
4.Shri.M.Velu

R-2 to 4 in both Appeals

Prayer in O.S.A.No.461 of 2009

This Original Side Appeal is filed under Order XXXVII Rule 9 of the O.S. Rules read with Clause 15 of Letters Patent against the order, dated 26.09.2008. passed in O.P.No.262 of 2005, on the file of this Court.

O.P. 262/2005 filed under Section 34 of the Arbitration and Conciliation Act to set aside the award dated 27.07.2004 passed by the Second to fourth Respondents.

Prayer in O.S.A.No.256 of 2011

This Original Side Appeal is filed under Order XXXVII Rule 9 of the O.S. Rules read with Clause 15 of Letters Patent against the order, dated 22.03.2010, passed in O.P.No.260 of 2005, on the file of this Court.

O.P. 260/2005 filed under Section 34 of the Arbitration and Conciliation Act to set aside the award dated 28.11.2004 passed by the Second to fourth Respondents and to award costs.

Appearances of the
counsels in both Appeals:-

For Appellant	:	Mr. K. Manoj Menon
For Respondent-1	:	Mr.D. Balaraman
For Respondents-2&4	:	No appearance

COMMON JUDGEMENT
(Judgement of the Court was delivered by
T.S.Sivagnanam J.,)

The learned counsel appearing on behalf of the appellants has made endorsements that the Appeals may be dismissed as settled out of court.

2. Recording the endorsements made by the learned counsel for the appellant, both these Original Side Appeals are dismissed as 'Settled out of Court. There shall be no order as to costs. Consequently, connected Miscellaneous Petitions are closed.

s/d-
Assistant Registrar (CS-V)

True Copy

Sub-Assistant Registrar

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To

The Sub Assistant Registrar
Original Side, High Court, Madras.

+2 Ccs to Mr.K. Manojmenon, Advocate sr 88868 & 88871.

O.S.No.461 of 2009
&
O.S.A.No.256 of 2011

SP(25/01/2018)