

CR- 7545 of 2015(O&M)
Date of Decision: 3.10.2017

Vijay Kumar

---Petitioner

versus

Kotak Mohindra Bank Limited and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Kunal Malwani, Advocate
for the petitioner

Mr. A.S.Virk, Advocate,
for respondent No. 1

None for respondent No. 2

Mr. Brijender Kaushik, Advocate
for respondent No. 3

Rekha Mittal, J.

Counsel for the parties are ad idem that the impugned order may be set aside and matter be remitted to the executing court for deciding the objections afresh after allowing the parties to adduce evidence with regard to service/non-service of the petitioner.

In view of the above, the petition stands disposed of. The impugned order is set aside. The objection petition filed by the petitioner shall be decided afresh but the parties shall be entitled to adduce evidence only qua the question of service/non-service of the petitioner in the arbitration proceedings. The parties through their counsel are directed to

appear before the executing court on 25.10.2017.

(Rekha Mittal)
Judge

3.10.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No