

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5364 of 2017

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Kashinath Choubey, Son of Late Sitaram Choubey, at Mansa Pandey Bagh,
Police Station- Ara, Jharkhand, District- Bhojpur.

.... Petitioner

Versus

1. M/s Indusind Bank Limited, Represented by its Authorized representative
Mr. T.S. Rajagopal, Deputy Manager-Legal and having its Registered Office at
New No. 34, Old Nos. 115 & 116, G.N. Chetty Road, T. Nagar, Chennai- 600017.
2. Mr. D. Saravanan, Arbitrator, Orient Chambers, No. 90 (Old No. 73), 4th
Floor, Armenian Street, Chennai - 600001.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Surendra Kumar Mishra,
Mr. Rajesh Kumar Pandey, Advocates
For the Respondent/s : Mr. Alok Kumar Shahi,
Mr. Archana Sinha, Advocates

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 25-01-2018

This matter has been listed for hearing of I.A. No. 53 of 2018 which
has been filed with a prayer for a direction to the respondents to release the
Bolero SLX 2WD 7STR BS IV vehicle having registration No. BR03P6355
which has been seized by the respondent-bank on 11.12.2017. With the
consent of the parties however, the main writ petition itself is taken up for
consideration and disposal.

2. The main writ petition has been filed for quashing the interim
order dated 09.11.2016 and further order dated 07.12.2016 and for stay
against passing award by the learned Arbitrator in terms of the Arbitration
and Conciliation Act, 1996.

3. At the outset, this Court takes note that the present writ petition



has been filed on 30.03.2017, whereas the final award has already been passed much prior thereto on 24.12.2016 itself (Annexure-B to the counter affidavit).

4. In the above view of the matter, the writ petition itself is misconceived and stands dismissed.

(Vikash Jain, J)

Chandran/BT

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	25.01.2018
Transmission Date	NA

