

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (C) No. 1936 of 2013**

1. State of Chhattisgarh, through the Secretary, Department of Water Resources, Mahanadi Bhawan, Mantralaya, Raipur (C.G.)

(The petitioner no. 1 was not a party before the learned Tribunal but has been impleaded as petitioner no.1 in the instant petition as the proper course is to implead the State Government through the Secretary of the concerned department)

2. The Superintending Engineer, Hasdeo Bango Project Circle, Water Resources Department, Rampur, Korba, District Korba (C.G.)

----Petitioners**Versus**

M/s Mahalingashetty & Co. Ltd. Through Mr. Raju Shetty, Managing Director, M/s Mahalingashetty & Co. Ltd. 64, Vishweshwar Nagar, P.S. Vishweshwar Nagar, Hubli -580 032 (Karnataka).

---- Respondents

For Petitioner : Shri Arun Sao, Dy. Advocate General.
For Respondent : Shri A.K. Mishra, Advocate.

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****13/08/2018**

1. This writ petition is directed against the interim order dated 23.04.2013 passed by the Arbitral Tribunal, New Delhi.
2. Learned counsel for the petitioner would submit that during pendency of this writ petition, final award has been passed by the Arbitrator on 31.01.2015, as such, the petition has become infructuous.
3. The statement made by counsel for the petitioner is taken on record.
4. In view of above, the writ petition is dismissed as having become infructuous. However, the petitioner is at liberty to challenge the final order, if any, in accordance with law.

Sd/-

(Sanjay K. Agrawal)
Judge

