

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Arbitration Case No.12 of 2017 (O&M)
Date of decision: May 11, 2018

Gagan Rice Mill, Village Mirzapur, Ambala CityPetitioner

versus

Haryana Agro Corporation Industries Ltd. and anotherRespondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL, ACTING CHIEF JUSTICE

Present: Mr. Vijay Lath, Advocate for the petitioner.

Mr. Satish Singla, Advocate for
Mr. Vishal Garg, Advocate for the respondents.

AJAY KUMAR MITTAL, A.C.J. (ORAL)

1. The petitioner had filed an application/petition under Section 11, Sub Sections 5 and 6(a) of the Arbitration and Conciliation Act, 1996, (for short, 'the Act') seeking appointment of an arbitrator to settle the dispute between the parties arising out of the terms of the agreement dated 01.10.2014.

2. Learned counsel for the petitioner submitted that on October 06, 2017, the Court had permitted the petitioner to file a civil suit without prejudice to its right to maintain the present petition under Section 11 of the Act. It was stated by learned counsel for the petitioner that the petitioner has filed a civil suit for the amount which was not controverted by the respondents. Accordingly, a prayer was made by learned counsel that he may be allowed to withdraw the present petition.

3. Dismissed as withdrawn.

May 11, 2018
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(AJAY KUMAR MITTAL)
ACTING CHIEF JUSTICE

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No