

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Arbitration Case No.302 of 2018 (O&M)

DATE OF DECISION: 05.10.2018

Mr. Sumit Ranjan Saha

....Petitioner/Applicant

versus

M/s Emaar MGF Land Limited

.....Respondent

CORAM:- HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE

Present: Mr. Chanakya Pandit, Advocate for the applicant

..

KRISHNA MURARI, CHIEF JUSTICE: (Oral)

On being confronted with the observation that in accordance with the terms of agreement between the parties before invoking the arbitration clause it is imperative that an effort be made to settle the dispute amicably by mutual discussion and even though the applicant was invited for such discussion vide letter dated 24.07.2018 but without submitting to the same this application filed is premature, learned counsel for the applicant, finding it difficult to assail the proposition, sought leave of the court to permit withdrawal of the application but with liberty to respond to the letter dated 24.07.2018 of the respondents for a meeting for amicable settlement.

Prayer made is allowed.

Application accordingly stands dismissed as withdrawn with the liberty prayed for. It is, however, made clear that the applicant shall convey to the respondent his willingness to a meeting for discussion for mutual settlement of the dispute and in response thereto the respondent shall fix a date within ten days of the receipt of the letter and on

the said date both the parties shall meet and try to resolve the dispute amicably.

05.10.2018
amodh

(KRISHNA MURARI)
CHIEF JUSTICE

NOTE:

Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO