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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ O.M.P. (E) (COMM.) 33/2018
GEE CAB INDUSTRIES LTD. Petitioner
Through: Mr.Rajat Aneja, Adv.

versus

NORTHERN RAILWAYS Respondent
Through: Mr.Jagjit Singh, Sr. Standing Counsel
for Railways with Mr.Vipin Chaudhary, Adv.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

% **14.11.2018**

IA 15498/2018

Exemption allowed subject to all just exceptions.

OMP(E)(COMM) 33/2018

1. This petition under Section 27 of the Arbitration and Conciliation Act, 1996 has been filed by the petitioner seeking assistance of this Court in summoning of the following witnesses with the record as mentioned hereinbelow:

<i>S.No.</i>	<i>Details of the Witness</i>	<i>Relevancy</i>
1.	<i>Concerned person/official from Trackon Courier Company at C-143, Naraina Industrial Area, Phase-I, New Delhi-110028 alongwith the record of the Courier sent on 28.09.2010 bearing Receipt No.208323289 on behalf of the Claimant to the Respondent.</i>	<i>To prove the service of Letter dated 28.09.2010 sent through Courier to the Respondent.</i>
2.	<i>Concerned clerk from the RTI Department of the Railway</i>	<i>To prove the lack of any condition</i>

	<i>Board i.e. office of the Executive Director, Railway Stores (G)/AA, Ministry of Railways, Rail Bhawan, Rafi Marg, New Delhi with records of the RTI Application as well as the decision in the Appeal of File bearing No.RB/RTI/2015/010055381 titled “S.K.Chopra vs. Ministry of Railways, New Delhi”.</i>	<i>relating to General Damages under the Indian Railways Standard Conditions of Contract.</i>
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2. The Arbitrator has already allowed the petitioner to seek assistance of this Court to summon the above witnesses.
3. In view of the above, let summons for appearance along with the relevant information be issued to the abovementioned witnesses directing them to appear before **Mr.Padam Kant Saxena**, Sole Arbitrator on 20th November, 2018 at 2.00 p.m. at the Delhi International Arbitration Centre, Delhi High Court, New Delhi.
4. The diet money shall be paid to the witnesses on their appearance before the Arbitrator.
5. Summons be issued dasti to be served by the petitioner.

NAVIN CHAWLA, J

NOVEMBER 14, 2018
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