

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL REVISION No.174 of 2019

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The Bihar State Food and Civil Supplies Corporation Food And Civil
Supplies Corporation

... .. Petitioner/s

Versus

Sugriv Gupta Son of Ram Awtar Gupta Pr. M/S Sonu Food Product, Resident
of Village-Bandipur, District Kaimur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT

Date : 26-09-2019

Heard.

This civil revision petition has been filed against the
arbitral Award dated 06.08.2019 passed in Arbitration Case no.9
of 2018 by which the sole arbitrator has allowed the claim of
opposite party upon which arbitral Award was prepared under
Section 31(7)(b) of Arbitration and Conciliation Act, 1996.

Aggrieved by Award, petitioner has preferred this
civil revision under Section 115 of Code of Civil Procedure. The
aggrieved party has remedy of filing an application under
Section 34 of the Arbitration and Conciliation Act, 1996 for
setting aside the award before the concerned District Judge as
such, present civil revision petition against said arbitral award is
not maintainable.

Petitioner, if so advised, may file an application under



Section 34 of the Arbitration and Conciliation Act, 1996 before the concerned District Judge for setting aside the arbitral award and if any such petition is filed by the petitioner the learned court shall exclude the period during which the civil revision petition remained pending in Hon’ble High Court while considering the delay in filing the application under Section 34 of the Arbitration and Conciliation Act, 1996 for setting aside the arbitral award.

This civil revision petition is disposed of.

(S. Kumar, J)

Sanjay/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	02.01.2020
Transmission Date	NA

