

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:05.08.2020

CORAM

THE HON'BLE MR.JUSTICE M.SUNDAR

O.P No.432 of 2012

M/s.Stur Technologies Private Limited
(Formerly known as New Era
Technologies Private Limited),
represented herein by its Authorised
Signatory Mr.R.Tamil Selvan,
Having Regd. Office at
No.5, Aster Apartments, Seethamma Colony,
Alwarpet, Chennai – 600 018.

... Petitioner

Vs.

1.M/s.Electronics Corporation of Tamil Nadu Limited,
(ELCOT0 No.692, Annasalai,
Nandanam, Chennai 600 035.

2.K.A.Swami

3.M.S.Janarthanam

4.R.Balasubramanian

... Respondents

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Original Petition filed under Section 34 of Arbitration and Conciliation Act, 1996 praying a. to set aside the Award dated 21.02.2012 passed by 2nd and 4th respondents herein and thereby render justice; b. to declare that the matter be reargued afresh before the arbitrators with a finding that all the disputes raised by the petitioner are arbitrable and fall squarely within the ambit of the arbitration clause.

For Petitioner : Mr.A.Edwin Prabakar

For Respondents : Ms.Lilly Francis

ORDER

Read this in conjunction with and in continuation of earlier proceedings of this Court dated 29.07.2020.

2. Mr.R.Edwin Prabakar, learned counsel on record for sole petitioner and Ms.Lilly Francis of M/s. King and Partridge (Law Firm) for contesting first respondent are before me in this web-hearing on a video-conferencing platform.

3.In continuation of earlier proceedings dated 29.07.2020, learned counsel for petitioner has today e-mail filed a memo dated 05.08.2020, which reads as follows:

MEMO FILED ON BEHALF OF PETITIONER

It is humbly submitted that the above matter has been amicably settled between the parties. The petitioner has paid an amount of Rs.87,67,500/- to the 1st respondent. The 1st respondent has given a letter dated 22.07.2020 that their claim for sum of Rs.53,20,085 along with interest Rs.34,47,415/- has been settled in full.

In view of the above the petitioner humbly prays that they be permitted to withdraw the above original petition and appropriate orders may be passed and thus render justice.

Dated at Chennai on this the 5th day of August 2020.

4.Along with the memo, learned counsel has also e-mail filed a full settlement letter dated 22.07.2020 given by contesting first respondent and communication from petitioner company dated 04.08.2020 requesting for withdrawal of instant OP.

In the light of the aforesaid narrative, instant OP is dismissed as withdrawn owing to being settled out of Court. There shall be no order as to costs.

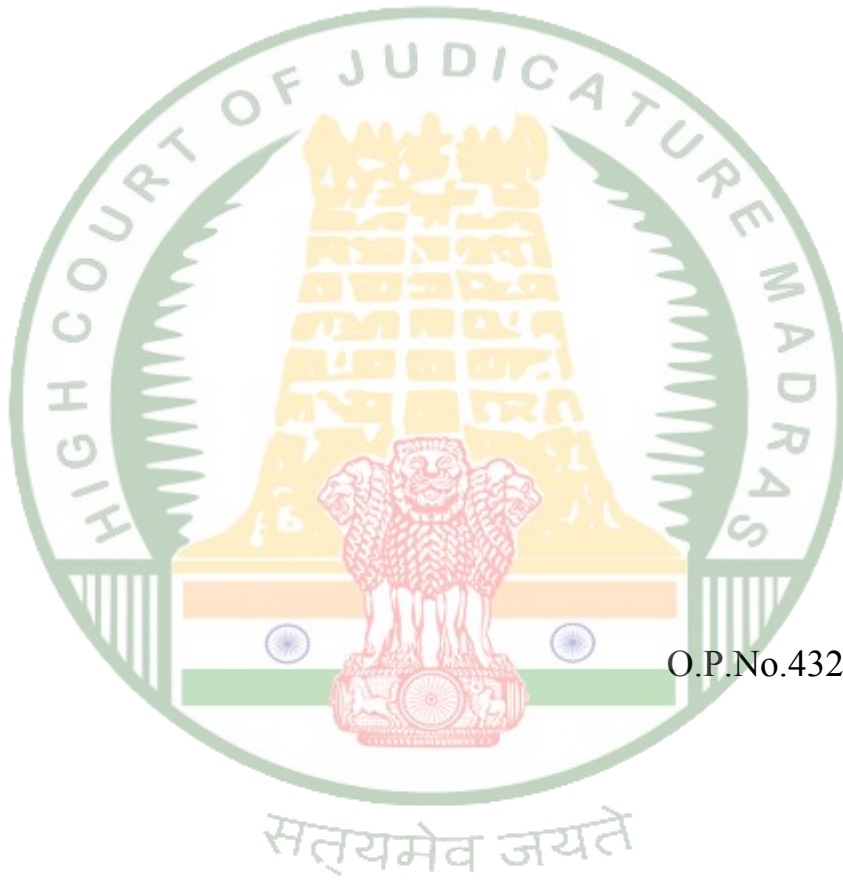
05.08.2020

Speaking Order: Yes/No

Index: Yes/No

M.SUNDAR, J.

gpa



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05.08.2020