



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 13TH DAY OF SEPTEMBER 2021

THE HON'BLE MR. JUSTICE N. SATHISH KUMAR

O.P. No.772 of 2006

In the matter of Arbitration and
Conciliation Act 1996,

and

In the matter of disputes relating to
Vessel M.V. Surya Kripa, under Charter
Party dated 07.07.1997 in the Final
Award Dated 04.06.2002.

M/s Poompuhar Shipping Corporation Ltd,
A Government of Tamilnadu,
Enterprise at 473, IV Floor,
Anna Salai, Nandanam
Chennai 600 035 represented by it
Chairman & Managing Director
R.Satapati

. . . Petitioner

Versus

1. M/s Varun Shipping Company Limited
Laxmi building
6, Shoorji Vallabhdas Marg
Ballard Estate
Mumbai 400 001

2. Mr. N. Sukumaran
537, Kailash Tower II
DDA (SFS) Flats
East of Kailash



New Delhi 110 065.

3. Mr. T. V. Shanbhag
Plot No. 494, 10th Street
Anna Nagar West (Extn)
Chennai 600 104.

4. Mr. T. R. Gopalakrishnan
101/1, Dr. Radhakrishnan Road
Chennai 600 004.

. . . Respondents

O.P. No.772 of 2006

Original Petition praying that this Hon'ble Court be pleased to set aside the final Award dated 04.06.2002 passed by the respondents 2 to 4 under the Charter party reference dated 07.07.1997 with costs.

This Original Petition coming on this day before this court for hearing in the presence of Ms. Raja Mani Ponnu for M/s. C. Ramesh, Advocates for the petitioner herein and upon reading the petition and the Award dated 04/06/2002 filed herein and the court having observed that the learned counsel for the petitioner submitted that he has sent a letter to his client and he has not received any instruction from his client and **it is ordered as follows:-**

That the O.P.772 of 2006 be and is hereby dismissed.



2. That there shall be no costs in this original petition.

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WITNESS, THE HON'BLE MR.JUSTICE SANJIB BANERJEE,
CHIEF JUSTICE, HIGH COURT OF MADRAS AFORESAID, THIS THE
13TH DAY OF SEPTEMBER 2021.

Sd/-
ASSISTANT REGISTRAR (O.S.II)

//Certified to be true copy//
Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)
From 25th Day of September 2008 the Registry is issuing certified copies
of the Orders/Judgments/Decrees in this format.



NS
07.10.2021

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O.P. No.772 of 2006

ORDER
DATED 13/09/2021

THE HON'BLE MR. JUSTICE
N. SATHISH KUMAR

FOR APPROVAL: 13/10/2021

APPROVED ON: 18/10/2021



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated 13.09.2021

CORAM:

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

O.P No. 772 of 2006

M/s Poompuhar Shipping Corporation Ltd,
A Government of Tamilnadu,
Enterprise at 473, IV Floor,
Anna Salai, Nandanam
Chennai 600 035 represented by it
Chairman & Managing Director
R.Satapati

. . . Petitioner

Versus

1. M/s Varun Shipping Company Limited
Laxmi building
6, Shoorji Vallabhdas Marg
Ballard Estate
Mumbai 400 001

2. Mr. N. Sukumaran
3. Mr. T. V. Shanbhag
4. Mr. T. R. Gopalakrishnan

. . . Respondents

PRAYER : Petition filed under Section 34 of the Arbitration and Conciliation Act, 1996 praying to set aside the final Award dated 04.06.2002 passed by the respondents 2 to 4 under the Charter party reference dated 07.07.1997 with costs.

For Petitioner	: Ms.Rajamani ponnu for M/s.C.Ramesh
For Respondents	: Court Notice of R1 to R4 returned unserved.



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ORDER

This original petition has been filed to set aside the final Award dated 04.06.2002 passed by the respondents 2 to 4 under the Charter party reference dated 07.07.1997 with costs.

2. Today when the matter was taken up for hearing, the learned counsel for the petitioner submitted that he has sent a letter to his client and he has not received any instructions from his client.

3. In view of the above submission made by the learned counsel for the petitioner, this original petition is dismissed. No cost.

Sd/- N.S.K.J.
13/09/2021

//Certified to be true copy//
Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

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