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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY, THE 12TH DAY OF AUGUST 2021

THE HON'BLE MR. JUSTICE N.SATHISHKUMAR

O.P.No.514 OF 2011

AND

A.No.1394 OF 2012

In the matter of Arbitration And
Conciliation Act, 1996

And

In the matter of Arbitration award
dated 10.06.2011 passed in
AR.Case NO.7/2010 - 2011.

Mr.S.S.Mani
Prop.Of M/s.S.S.Mani
56, M.C.Road,
Chennai - 600 021.

... Petitioner

-Versus-

1. M/s.R.D.Textiles
285, Navi Galli,
Swadeshi Market,
Mumbai - 400 002.

..1st Respondent

2. Mr.Trambak Lal D.Shah,
Arbitrator,
Confederation of Textile Traders Association,
113, Caval Street, 1st Floor,
Swadeshi Market Building,
Room No.24, Mumbai 400 002.

..2nd Respondent/Arbitrator

Original Petition praying that this Hon'ble Court be pleased to set

aside the award dated 10.06.2011 passed by the 2nd Respondent herein in



Arbitrator case No.7/2010-11.

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A.No.1394 OF 2012:

M/s.R.D.Textiles
285, Navi Galli, Swadeshi Market,
Mumbai - 400 002.

... Applicant/1st Respondent

-Versus-

Mr.S.S.Mani
Prop.of M/s.S.S.Mani
No.56, M.C.Road,
Chennai - 600 021.

... Respondent/Petitioner

Application praying that this Hon'ble Court be pleased to reject the above original petition to the respondent/petitioner for being presented before the proper Court at Mumbai.

This Original Petition and the application coming on this day before this court for hearing through video conferencing in the presence of Mr.R.Ponnusamy, Advocate for the petitioner in O.P.514 of 2011 and for the respondent in A.No.1394 of 2012 and Mr.K.Bijai Sundar, Advocate for the 1st respondent in O.P.514 of 2011 and for the applicant in A.No.1394 of 2012 and upon reading the petition filed in O.P.514 of 2011 and the order herein dated 01.10.2012, and this court having observed that this Court has already rejected this Original Petition by an order dated 01.10.2012, and now, the learned counsel appearing for respondent also submitted that this matter has been already settled.



It is Ordered as follows:-

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That the O.P.No.514 of 2011 be and is hereby closed.

2. That the connected A.No. 1394 of 2012 do stand closed.

3. That there shall be no costs.

WITNESS THE HON'BLE MR. JUSTICE SANJIB BANERJEE,
CHIEF JUSTICE, HIGH COURT AT MADRAS AFORESAID, THIS THE
12th DAY OF AUGUST 2021.

Sd./-

ASSISTANT REGISTRAR (O.S.II)

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

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O.P.No.514 OF 2011
AND
A.No.1394 OF 2012

ORDER:-
DATED : 12.08.2021

THE HON'BLE MR.JUSTICE
N.SATHISHKUMAR

FOR APPROVAL: 09.09.2021

APPROVED ON: 14.09.2021



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 12.08.2021

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

O.P. No.514 of 2011 and
A.No.1394 of 2012

Mr.S.S.Mani
Prop. of M/s.S.S.Mani
56, M.C.Road,
Chennai-21.

... Petitioner

Vs.

1. M/s.R.D.Textiles,
285, Navi Galli,
Swadeshi Market,
Mumbai-400 002.
2. Mr. Trambak Lal D. Shah,
Arbitrator,
Confederation of Textile Trader
Association,
113, Caval Street, 1st Floor,
Swadeshi Market Building,
Room No.24, Mumbai-400 002.

... Respondents

Prayer: Original Petition filed under Section 34 (2)(ii) of Arbitration and Conciliation Act, 1996, praying to set aside the award dated 10.06.2011 passed by the 2nd respondent herein in Arbitrator Case No.7/2010-11.



For Petitioner : Mr.R.Ponnusamy

For Respondent : Mr.Bijai Sundar for R1

ORDER

(This case has been heard through video conference)

It is submitted that this Court has already rejected this Original Petition by an order dated 01.10.2012, and now, the learned counsel appearing for respondent also submitted that this matter has been already settled.

2. In such view of the matter, as the Original Petition has been already rejected by this court, nothing survives for further adjudication in this O.P. Accordingly, this Original Petition is closed. No costs. Consequently, connected application is closed.

Sd./-(N.S.K.J.,)

12.08.2021

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

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