

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.10.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVALU

WP No.10979 of 2021
and WMP Nos.11612 and 11615 of 2021

Sivesh Varshan @ Sivakumar

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Petitioner

-vs-

1 The High Court of Judicature
at Madras, Rep. by its Registrar General,
Chennai 600 104.

2 The Union of India,
Rep. By the Law Secretary,
Department of Legal Affairs,
Ministry of Law and Justice,
4th Floor, A Wing, Shastri Bhawan,
New Delhi 110 001.

3 The State of Tamil Nadu
Rep. By Secretary,
Law and Justice, St. George Fort,
Chennai 600 009.

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Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Declaration declaration that the Madras High Court (Arbitration) Rule 2020 as framed in exercise of Section 82 of the Arbitration and Conciliation Act and published in Official Gazette of the State of Tamil Nadu on 17/03/2021 is Ultra Vires of Plenary Statue of Arbitration and Conciliation act 1996 and Commercial Court Act 2015 as amended upto date and void-ab-initio.

For the Petitioner : Mr.S.Jayavel
For the Respondents : Mr.B.Vijay,
for R-1

- : Mr.Sankarnarayanan
for Mr.S.Diwakar, CGSPC,
for R-2
- : Mr.P.Muthukumar
State Government Pleader
for R-3

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ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner does not have any idea of what is challenged. The petition is a needless waste of time, though there could be intelligent suggestions made as to how to improve the Rules. However, this is not that petition. Since the petitioner cannot demonstrate any anomaly, despite sufficient opportunity being afforded, WP No.10979 of 2021 is dismissed. However, it will be open to any other to challenge the relevant Rules or to make appropriate suggestions for the improvement thereof. There will be no order as to costs. W.M.P.Nos.11612 and 11615 of 2021 are closed.

Sd/-
Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar

sra

To:

- 1 The Registrar General,
High Court of Judicature at Madras,
Chennai 600 104.
- 2 The Law Secretary,
Union of India,
Department of Legal Affairs,
Ministry of Law and Justice,
4th Floor, A Wing, Shastri Bhawan,
New Delhi 110 001.
- 3 The Secretary,
State of Tamil Nadu
Law and Justice, St. George Fort,
Chennai 600 009.

+lcc to Mr.S.Jayavel, Advocate, S.R.No.51174
+lcc to Mr.S.Diwakar, Advocate, S.R.No.51097
+lcc to the Government Pleader, S.R.No.51313

WP No.10979 of 2021

RLD(CO)
CB(06/10/2021)