

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16/6/2021

C O R A M

THE HONOURABLE Mr.JUSTICE N.SATHISH KUMAR

Original Petition No.596 of 2020

Nilakantan and Sons Pvt Ltd
2, First Floor
Gokul Towers, 7 C.P.Ramaswamy Road
Chennai 600 018.

Petitioner

Vs

The Chief Engineer
Construction
Southern Railway
EVR Salai
Egmore
Chennai.

Respondent

Petition filed under Section 11 (6) of the Arbitration and Conciliation Act, 1996, to appoint a sole Arbitrator, to adjudicate all the disputes between the petitioner and respondent arising out of Agreement No.21/CA.2004 dated 22/1/2004.

For petitioner

...

Mr.K.Harishankar

For respondents

...

Mr.P.T.Ramkumar
Standing Counsel

ORDER

This Original Petition has been filed to adjudicate all the disputes between the petitioner and respondent arising out of Agreement No.21/CA.2004, dated 22/1/2004.

2. Heard Mr.K.Harishankar, learned counsel for the petitioner and Mr.P.T.Ramkumar, learned Standing Counsel for the respondent, through Video Conferencing.

3. Today, when the matter was taken up for hearing through Video Conferencing, learned counsel appearing for the petitioner submitted that they have sent a mail to the learned counsel appearing for the respondent, mentioning the names, to be appointed as Arbitrator. Learned counsel appearing for the respondent submitted that they have no objection in appointing any one of the Arbitrators suggested by the applicant.

4. Since both parties have consented for appointment of an Arbitrator, this Original Petition is ordered as follows:-

i) Mr.Dani Thomas, Rtd.CAO/CN/ERS, No.10 C Lords, Skyline Imperial Gardens, Stadium Link Road, Palarivattom, Kochi 682 025 (Mobile No.9400000120), is appointed as the Arbitrator to enter upon reference and adjudicate the disputes *inter se* the parties.

ii) The learned Arbitrator may, after issuing notice to the parties and upon hearing them, pass an award as expeditiously as possible, preferably within a period of six months from the date of receipt of the order. It is open to the respondent to raise all legal objections as to the validity of contract.

iii) The learned Arbitrator is at liberty to fix his remuneration and other incidental expenses, as per Schedule of the Act.

WEB COPY

N.SATHISH KUMAR,J

mvs.

5. The Original Petition is, accordingly, allowed, leaving the parties to bear their own costs.

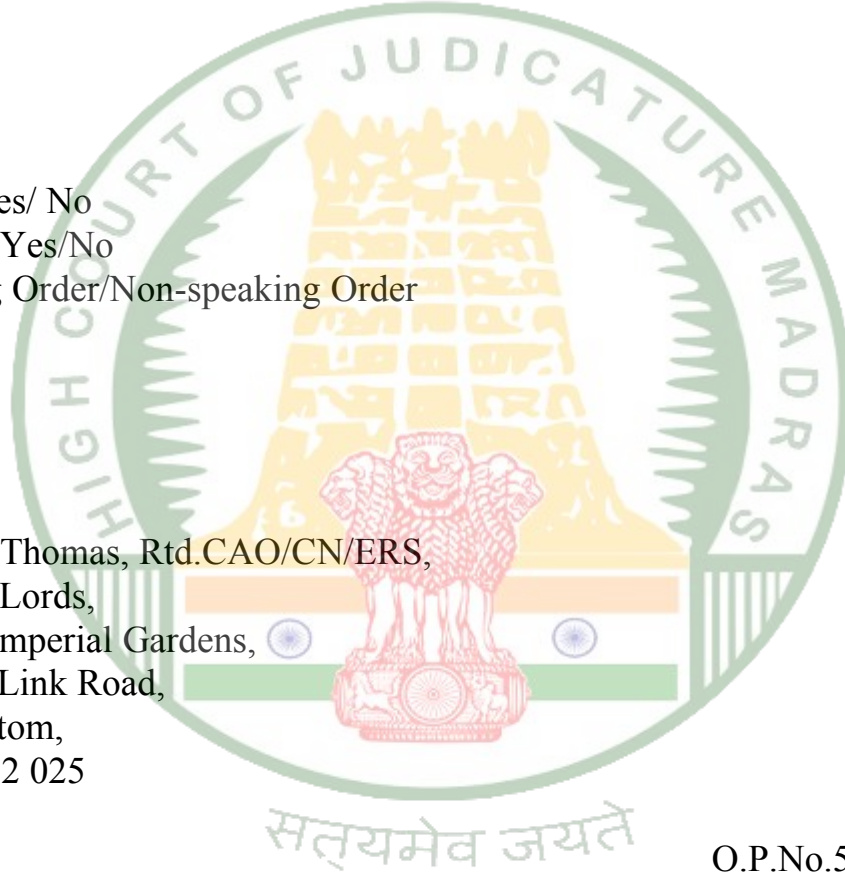
16/6/2021

Index: Yes/ No
Internet: Yes/No
Speaking Order/Non-speaking Order

mvs.

To

Mr.Dani Thomas, Rtd.CAO/CN/ERS,
No.10 C Lords,
Skyline Imperial Gardens,
Stadium Link Road,
Palarivattom,
Kochi 682 025



O.P.No.596 of 2020

WEB COPY