



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WENESDAY, THE 16TH DAY OF JUNE 2021

THE HON'BLE MR. JUSTICE N.SATHISH KUMAR

O.P. No. 1006 of 2019

(In the matter of Arbitration on
Purchase Order Dated 27.06.2017
between M/s. Baby Engineering
Pvt. Ltd. And M/s. Larsen and
Toubro Ltd, Construction)

M/s. Baby Engineering Pvt Ltd
Represented by its Managing Director
Mr.B.Amirthakasi, No. E.37,
Developed Plot Estate,
Thuvakudi, Tiruchirapalli – 620015.

...Petitioner

Vs

M/s. Larsen and Toubro Limited (Construction)
PB No 979 Mount Poonamallee High Road,
Manapakkam, Chennai 600 089.

...Respondent

Original Petition praying that this Hon'ble Court be pleased to set
aside the award passed by the Learned Arbitrator, 26.08.2019 served on
the petitioner on 06.09.2019, so far as dismissing the claim statement.

This Original Petition along with O.P.No.456 of 2020 coming on
this day before this court for hearing in the presence of Mr. N.C.Ashok
Kumar, Advocate for the petitioner herein and, Mr. Anirudh Krishnan,



award dated 26/08/2019 filed herein and joint Memo signed by the petitioner and the respondent with their respective advocates and the said advocate for the parties hereto and the Learned Counsel appearing on either side submitted that during the pendency of the Original Petitions, the parties have arrived at an amicable settlement and the joint memo dated 29/04/2021 morefully set out in the schedule hereunder, and this Court doth recording the same, it is ordered as follows:-

That the Original Petition No. 1006 of 2020, do stand closed.

2. That a certificate under section 69 of Tamil Nadu Court Fees and Suit Valuation Act XIV of 1955, do issue herein, out of and under the seal of this court, in favour of M/s. Baby Engineering Pvt Ltd., rep. by its Managing Director Mr.B.Amirthakasi, the Petitioner herein, authorising them, to receive from the Pay and Accounts Office, High Court, Madras, a sum of Rs.1,00,000/- (Rupees One Lakh Only) being the entire Court fee paid on the petition by the Petitioner herein.

(Schedule – Joint Memo)



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O.P.No. 1006 of 2020

ORDER

DATED : 16.06.2021

THE HON'BLE MR. JUSTICE
N.SATHISH KUMAR

FOR APPROVAL: 20/07/2021

APPROVED ON: 20/07/2021



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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 Nos.456 of 2020 a n d 1006 of 2019

O.P.No.456 of 2020

M/s. Larsen and Toubro Ltd
rep. By its Power of Attorney
Mr.Joji Sebastian
L & T Construction HQ
Manapakkam
Mount-Poonamallee High Road
Chennai 600 089.

...

Petitioner

Vs

M/s. Baby Engineering Pvt Ltd
rep. By its Managing Director
Mr.B.Amirthakasi.

...

Respondent

Petition filed under Section 34 (2) (b) (ii) and 2 – A of the Arbitration and Conciliation Act, 1996, to set aside the award dated 26/8/2019 passed by the sole Arbitrator to the extent of the counter claims made by the petitioner.

O.P.No.1006 of 2019

M/s. Baby Engineering Pvt Ltd
rep. By its Managing Director
Mr.B.Amirthakasi



claims made by the petitioner.

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2. O.P.No.1006 of 2019 has been filed to set aside the award, dated 26/8/2019, passed by the Arbitrator, served on 6/9/2019, so far as dismissing the claim statement.

3. Heard Mr.Anirudh Krishnan, learned counsel for the petitioner and Mr.N.C.Ashok Kumar, learned counsel for the respondent in O.P.No.456 of 2020.

4. Today, when these matters were taken up for hearing through Video Conferencing, Mr.Anirudh Krishnan, learned counsel appearing for the petitioner in O.P.No.456 of 2020 and learned counsel appearing for the respondent in O.P.No.1006 of 2019, produced a Joint Memo of compromise, along with the Settlement Agreement, dated 3/4/2021, duly signed by both the parties. Learned counsel appearing on either side submitted that during the pendency of the Original Petitions, the parties have arrived at an amicable settlement and the terms of the same have been recorded in the form of a Settlement Agreement, which is annexed to the Memo.

5. In view of the Settlement Agreement arrived at between the parties, nothing survives for further adjudication in these matters.

Accordingly, these Original Petitions are closed. Joint memo of



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the Court fee paid by the petitioner, as per law.

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Sd./-N.S.K.J.
16.06.2021

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

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