



Arb O.P.(Com. Div.) No.123 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 15.06.2022

CORAM

THE HONOURABLE Mr.JUSTICE **M.SUNDAR**

Arb O.P.(Com. Div.) No.123 of 2022

M/s.Coastal Projects Limited
Rep by its Official Liquidator
Mr.Ravishankar Devarakonda
No.3072, 14th Cross, K.R.Road
Shastri Nagar, BSK II Stage
Bangalore – 560 095.

... Petitioner

Vs.

Bharat Heavy Electricals Limited
Represented by its
Additional General Manager / Contracts
Power Sector – Southern Region
EVR Periyar Building
690, Anna Salai, Nandanam
Chennai – 35.

... Respondent

Arbitration Original Petition filed under Section 11(5) of the Arbitration and Conciliation Act, as amended by the Arbitration and Conciliation Amendment Act, 1996, praying (a) to appoint an arbitrator to adjudicate the disputes between the petitioner and the respondent in terms of Clause 2.21.1 of the General Conditions of Contract forming part of the Letter of Intent (LOI) dated 20.04.2012; (b) to direct the respondent to pay costs and (c) to grant such further reliefs as this Court may deem fit under the circumstances of the case.



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M.SUNDAR. J.,

ds

For Petitioner : Mr.S.Kamalakaran
for Ms.K.Jayasudha

ORDER

As another consortium partner has to be brought on Board, learned counsel for petitioner requests for leave of this Court to withdraw the captioned matter, so that he can file a fresh O.P. adding the other consortium partner as co-petitioner. Learned counsel has made an endorsement in the case file which reads as follows :

*“Permission to withdraw with liberty to file fresh O.P. for
the same relief with consortium partner as a party.”*

2. In the light of narrative thus far, captioned Arb.O.P. is disposed of as closed/withdrawn albeit preserving all the rights of petitioner including the right to file a fresh Arb.O.P. under Section 11 of the Arbitration and Conciliation Act, 1996, with the same prayer by arraying the other consortium partner as co-petitioner. There shall be no order as to costs.

15.06.2022

ds

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