



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.06.2022

CORAM

THE HON'BLE MR. JUSTICE M.SUNDAR

Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

&

A.No.2084 of 2022

M/s.TVS Srichakra Limited

A Company registered under the Companies Act, 1956

Represented by its Manager-Legal Mr.B.Chandrakumar

Having its registered address at

TVS Building, No.7-B, West Veli Street

Madurai - 625 001

... Petitioner
in all Arb.OPs

Vs.

Shevgaon Machinery Stores (auto)

Proprietorship Firm

Shop No.5, Behrun Ghat Darwaja

Dhoot Complex

Shevgaon - 414 705

... Respondent in
Arb.O.P.No.234 of 2022

Mathura Auto Spares

Proprietorship Firm

Near Union Bank of India

Amristar Road

Tarn Taran, Punjab - 143 401

... Respondent in



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Arb.O.P.No.235 of 2022

Manish Tyres
Proprietorship Firm
Vill.Ami Allapur, Post Rosoolabad
Dist. Faizabad
Uttar Pradesh - 234 001

... Respondent in
Arb.O.P.No.236 of 2022

Adinath Agency
Proprietorship Firm
Shop No.5, Behrun Ghat Darwaja
Agra Road
Jaipur - 302 003

... Respondent in
Arb.O.P.No.237 of 2022

Chaitanya Traders
Proprietorship Firm
Near Gayatri Mandir
M.G.Road, Auranabad - 824 101

... Respondent in
Arb.O.P.No.238 of 2022

Somani Sales Corporation
Proprietorship Firm
6, Town Hall, Udaipur - 313 001

... Respondent in
Arb.O.P.No.239 of 2022

Swastik Auto Spares
Proprietorship Firm
Near Agarsen Gate, Agrasen
Bhavan Marg
Gondia - 411 601

... Respondent in
Arb.O.P.No.240 of 2022

Tyre House
Proprietorship Firm



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

38-A 457, Sewla
Gwalior Road
Agra - 282 001

... Respondent in
Arb.O.P.No.241 of 2022

Rishikesh Agencies
Proprietorship Firm
At Post Sonai
Ghodegaon Road, Taluk Newasa
Newasa - 414 001

... Respondent in
Arb.O.P.No.242 of 2022

IKRAAR Auto Tyre Centre
Proprietorship Firm
Dhrul Ulum Kadaria Building
Station Road, Manakpur
Gonda 271 302

... Respondent in
Arb.O.P.No.243 of 2022

Popular Tyres
Proprietorship Firm
Patta No.2349
Ward No.25, Near Tagar, Chouraha
Bhawani Mandi
Rajasthan - 324 007

... Respondent in
Arb.O.P.No.244 of 2022

Vision Enterprises
Proprietorship Firm
Shop No.5, Runwal Sankalp
Near Shivtara Garden
D P Road, Kothrud
Newasa - 414 001
Maharashtra - 411 038

... Respondent in
Arb.O.P.No.245 of 2022



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Common Prayer: Arbitration Original Petition filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 to appoint a sole arbitrator to adjudicate upon the disputes that have arisen between the petitioner and respondent under all the invoices stated in paragraph 5 hereinabove and as per clause 14 stated therein.

For Petitioner : Mr.Gowtham Venkatesh
in all Arb.OPs

ORDER

Read this in conjunction with and in continuation of earlier proceedings made in the previous listing on 20.06.2022.

2. Adverting to aforementioned earlier proceedings, learned counsel on record for petitioner in all the captioned 12 Arb.OPs sought permission/leave of this Court to withdraw the captioned Arb.OPs but in the light of earlier proceedings made a plea to preserve the rights of the petitioner to file and bring on Board multiple Arb.OPs with same or similar prayers predicated on the same cause of action. Learned counsel made endorsements in all the 12 case files, which read as follows:



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Endorsement in Arb.O.P.No.234 of 2022

Liberty may be granted
to withdraw this
petition.
Item 3 to 4
with while reserving
the right to present
the same after
filing fresh petitions against
every notice.
26 APR 2022
V. Gautham
Counsel for Petitioner.

Endorsement in Arb.O.P.No.235 of 2022

Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file the
present petition against
every notice in voice separately.
V. Gautham
Counsel for Petitioner.

Endorsement in Arb.O.P.No.236 of 2022

Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file the
present petition along with
other similar petition against
every notice.
V. Gautham
Counsel for Petitioner.
27/6/22



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Endorsement in Arb.O.P.No.237 of 2022

WEB COPY

Liberty may be granted to withdraw this petition. Petitioner counsel reserves his right to refile the present petition along with other similar petitions against every invoice.

26 APR 2022

V. Gauthier
Counsel for Petitioner
27/6/22

Endorsement in Arb.O.P.No.238 of 2022

Liberty may be granted to withdraw this petition. Petitioner counsel reserves his right to refile this petition along with other similar petitions against every invoice.

V. Gauthier
Counsel for Petitioner
29/6/22

Endorsement in Arb.O.P.No.239 of 2022

Liberty may be granted to withdraw this petition. Petitioner counsel reserves his right to refile this petition along with other similar petitions against every invoice.

V. Gauthier
Counsel for Petitioner
29/6/22



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Endorsement in Arb.O.P.No.240 of 2022

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Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file
this petition along
with other
petitions every
invoice.

28 APR 2022

V. Hawthorn
Counsel for Petitioner
27/6/22

Endorsement in Arb.O.P.No.241 of 2022

Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file this
petition along with other
similar petitions against
every invoice.

V. Hawthorn
Counsel for Petitioner
27/6/22

FILED



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Endorsement in Arb.O.P.No.242 of 2022

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Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file this
petition along with other
similar petitions against
every invoice.
V. Hawthorn
Counsel for petitioner.
27/6/22

Endorsement in Arb.O.P.No.243 of 2022

Liberty may be granted to
withdraw this petition.
Petitioner counsel reserves
his right to file this
petition along with other
similar petitions against
every invoice.
V. Hawthorn
Counsel for petitioner.
27/6/22



Arb.O.P (Com.Div.) Nos.234 to 245 of 2022

Endorsement in Arb.O.P.No.244 of 2022

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Liberty may be granted to
withdraw this petition.
petitioner counsel reserves
his right to refile this
petition along with other
similar petitions against
every invoice.
✓. Gautham
Counsel for Petitioner
27/6/22

Endorsement in Arb.O.P.No.245 of 2022

Liberty may be granted to
withdraw this petition.
petitioner counsel reserves
his right to refile this
petition along with other
similar petitions against
every invoice.
✓. Gautham
Counsel for Petitioner
27/6/22



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3. In the light of the nature of the matter, facts and circumstances, more particularly the approach of the learned counsel, leave and liberty sought for are granted.

4. Captioned Arb OPs are disposed of as withdrawn/closed albeit preserving the rights of the petitioner in the aforesaid manner i.e., rights of the petitioner to come up with Arb.OPs with same / similar prayers on the same cause of action. There shall be no order as to costs.

27.06.2022

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M.SUNDAR.J.,

gpa

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27.06.2022