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Arb.O.P.(Comm.Div.) No.636 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.11.2022

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THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

**Arb.O.P.(Comm.Div.) No.636 of 2022**

**and**

**A.No.5192 of 2022**

M.Mohandoss

... Petitioner

vs.

- (1) The Union of India  
Represented by the General Manager,  
Southern Railway, Park Town,  
Chennai-600 003.
- (2) The Chief Engineer/Construction/Central  
Construction Office,  
Southern Railway,  
Egmore, Chennai-600 008.
- (3) The Deputy Chief Engineer/II  
Guage Conversion, Southern Railway,  
State Bank Road, Opp. to Hotel Arun  
Tiruchitrapalli-620 001.
- (4) Shri.K.Krishna Murthy, (Presiding Arbitrator)  
Retd. PCMM/SR  
Flat No.304, 8-2-468/A/2,  
Shipla Park View Apartments,  
Raod No.5, Banjara Hills, Hyderabad-500 034.



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(5) Shri.S.Ramasubbu (Co-Arbitrator)

Retd PCEE/SR

G1 Ganga Flats, 16/39,  
Noor Veerasamy Street,  
Nungambakkam,  
Chennai-600 034.

(6) Shri. K.Rama Subramonia Pillai, (Co-Arbitrator)

Retd FA & CAO/SR

Flat G4, Morning Rose, Victoria Garden,  
No.1, IAF Station Road,  
Tambaram East,  
Chennai.

... Respondents

**PRAYER:** Arbitration Original Petition filed under Sections 14 and 15 of the Arbitration and Conciliation Act, 1996, pleased to (A) Terminate the mandate of the present Arbitral Tribunal (Comprising of the 4<sup>th</sup>, 5<sup>th</sup> and 6<sup>th</sup> Respondents) and appoint an Independent Arbitrator to arbitrate all the disputes and claims arising out of the Agreement No.109/HQ/Dy.CE/GC/II/TPJ dated 31.03.2011 to Arbitration; (B) Direct the 1<sup>st</sup> respondent to issue revised terms of reference in terms of the petitioners request dated 19.10.2022; and (C) Direct the Respondent to pay the cost of the Petition.

For Petitioner : Mr.G.Jermiah

For Respondents : Mr.P.T.Ramkumar,  
Standing Counsel (Railways) for R1 to R3

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## **ORDER**

**WEB COPY** Learned counsel for the petitioner submits that he has been instructed to withdraw the petition. He has made an endorsement for the said purpose.

2. Recording the same, Arb.O.P.(Com. Div.) No.636 of 2022 is dismissed as withdrawn. Consequently, connected application is closed. There will be no order as to costs.

**30.11.2022**

Index : Yes / No

Internet : Yes / No

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**SENTHILKUMAR RAMAMOORTHY,J**

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**and**  
**A.No.5192 of 2022**

**30.11.2022**