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Arb.O.P.(Comm.Div.) No.42 of 20__



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 21.03.2023

Coram

The Honourable Mr.Justice KRISHNAN RAMASAMY

**Arb.O.P.(Comm.Div.) No.42 of 2022
and Application No.416 of 2022**

Mr.V.Shareef

...Petitioner

Versus

M/s.JOHNSON LIFT PRIVATE LIMITED
No.1, East Main Road,
Anna Nagar West Extension,
Chennai – 600 101.

...Respondent

Original Petition filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 for the following reliefs:

(a) to set aside the Arbitral Award dated 17.02.2020 and Supplementary Award dated 05.08.2020 bearing Arbitration No.2 of 2019 passed by Mr.K.Newlin Frederick, Sole Arbitrator to the extent to which it is challenged and

(b) To direct the respondent to pay the costs.



For Petitioner : Ms.S.Pavithra

For Respondent : Mr.G.Prithivairaj

ORDER

Today, when the matter was taken up for hearing, the learned counsel appearing for the respondent submitted that the matter has been settled between the parties.

2. The learned counsel for the petitioner submitted that she attempted to contact her client to ascertain as to whether the matter has been settled or not, however, she is unable to get instructions from her client. Therefore, the learned counsel prayed that this petition may be closed with liberty to the petitioner to file a fresh petition before this Court, if the same cause of action continues.



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3. In view of the above submissions made by the learned counsel on either side, this petition is dismissed as settled out of Court and liberty is granted to the petitioner to file a fresh petition before this Court, if the same cause of action continues. Registry is directed to refund the eligible Court fee to the petitioner. No costs. Consequently, connected Application is closed.

21.03.2023

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Index : Yes/No



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KRISHNAN RAMASAMY, J.

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