

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**MONDAY, THE ELEVENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT JUSTICE M.G.PRIYADARSINI

CIVIL MISCELLANEOUS APPEAL NO: 255 OF 2012

Appeal filed Under Section 37(1) (b) of the Arbitration and Conciliation Act, 1996 against the order and decree dated 31-03-2011 in Arb.O.P.No.968 of 2007 on the file of the Court of the Chief Judge, City Civil Court at Hyderabad.

Between:

M/s. NANDAN BIOMATRIX LIMITED, a Company incorporated under the Provisions of the Companies Act 1956, having its registered Office at 8-2-120/88 and 89, Aparna Crest, IInd Floor, Road No.2 , Banjara Hills, Hyderabad-500034

...Appellant

AND

1. HERBZ INDIA, Having its Office at FCC Building, Movoor Road, Kozhikode (Calicut) Kerala
2. John Carmelo Nidhiri, S/o. John Nidhiri R/o. Nidhir, Toch School Road, Vyttila, Cochin - 682019, Kerala.
3. Hon'ble Arbitrator Sri M.Krishna Rao,, Advocate (Sole Arbitrator) R/o. H.No. 16-2-742/A205, Yamuna Towrs, Usmangad, Malakpet, Hyderabad.

...respondents

Counsel for the Appellant: Sri. T. BALA MOHAN REDDY

Counsel for the Respondent No.1: Sri. K.K. DURGA PRASAD

Counsel for the Respondent Nos.2&3: None Appeared

The Court delivered the following: JUDGMENT

THE HONOURABLE SMT JUSTICE M.G.PRIYADARSINI

CIVIL MISCELLANEOUS APPEAL No.255 OF 2012

JUDGMENT:

When the matter has been taken up for hearing, learned counsel for the appellant submitted that this matter has become infructuous.

Recording the above submission of learned counsel for the appellant, this Civil Miscellaneous Appeal is dismissed as infructuous. There shall be no order as to costs.

As a sequel, pending Miscellaneous Applications, if any, shall stand closed.

Sd/- B.S. CHIRANJEEVI
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Judge, City Civil Court at Hyderabad (with records, if any)
2. One CC to SRI. T. BALA MOHAN REDDY Advocate [OPUC]
3. One CC to SRI. K. K. DURGA PRASAD Advocate [OPUC]
4. Two CD Copies

PSR

CHR

HIGH COURT

DATED:11/12/2023

JUDGMENT

CMA.No.255 of 2012



DISMISSING THE CMA AS INFRUCTUOUS WITHOUT COSTS.

⑥ CHR
20/02/24