GAHC020006942022

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
KOHIMA BENCH

Case No. : Arb.P./1/2022

THE UNION OF INDIA AND 2 ORS
REPRESENTED BY HQ DGBR/BR DTE,
SEEMA SADAK BHAVAN, RING ROAD,
DELHI CANTT-10 2: HEADQUARTERS

CHIEF ENGINEER

PROJECT SEWAK

PIN - 931714

C/O 99 APO

3: COMMANDANT

15 BTRF

C/O 99 AP

VERSUS

M/S B N SHARMA AND 3 ORS
SADGURU BHAVAN 77,
A.K.AZAD ROAD, REHABARI, GUWAHATI - 08 2:SMTI. SUSHILA DEVI SHARMA

REPRESENTATIVE /LEGAL HEIR OF M/S B N SHARMA
SADGURU BHAVAN 77
A.K.AZAD ROAD

REHABARI
GUWAHATI - 08

3:MR. DEEPKA SHARMA

REPRESENTATIVE/LEGAL HEIR OF M/S B N SHARMA
SADGURU BHAVAN 77
A.K.AZAD ROAD
REHABARI
GUWAHATI - 08

4:MR. VINOD SHARMA

REPRESENTATIVE/LEGAL HEIR OF M/S B N SHARMA
SADGURU BHAVAN 77
A.K.AZAD ROAD

REHABARI
GUWAHATI - 0

Advocate for the Petitioner : S.K. MEDHI, THUYEKHRULU

Advocate for the Respondent : AVINASH RAI, PFOSEKHO PFOTTE,MEDO VERO

B E F O R E

HON'BLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

11.11.2024

Heard Mr. S.K. Medhi, learned counsel for the petitioners. Also heard Mr. A. Rai, learned counsel for the respondents.

Mr. S.K. Medhi, learned counsel for the petitioner in view of the arbitration clause as contained in Clause 26 of the Special Conditions of Contract submits that he may be allowed to withdraw the instant application for appointment of Arbitrator filed by allowing him to take recourse to the Arbitration clause, for which notice for appointment of Arbitrator was already issued way back on 28.04.2016.

Prayer is allowed.

The petition stands withdrawn with liberty as prayed for.

Disposed of.

JUDGE

Comparing Assistant