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OSA(CAD).Nos.27, 28 & 29 of 2



THE HIGH COURT OF JUD ICATURE AT MADRAS

DATED: 01.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

OSA(CAD).Nos.27, 28 & 29 of 2023
and
C.M.P.Nos.5985, 6001 & 6130 of 2023

OSA.(CAD)No.27 of 2023

AAPICO Investment Pte. Ltd.,
745, Toa Payoh Lor 5,
#01-07, The ACtuary,
319455 Singapore.
Rep. by its Authorised Power Agent,
Mr.S.Sakthivel,
No.20-A, Suriyagandhi Street,
Kumaran Nagar, Iyyapanthangal, Chennai - 122.
(Mrs.Sakthivel, recognised as Authorised Power Agent
to the Appellant vide Court order dt.02.03.2023 made
in CMP.4617/23 in OSA(CAD).Sr.24578/23)

...Appellant

Vs.

- 1.Sakthi Auto Component Ltd.,
180, Race Course Road,
Coimbatore, Tamil Nadu - 641018.
- 2.AAPICO Hightech Public Company Limited,
99, Mool Hitech Industrial Estate,
Tambol Ban Lane, Amphur Bang,
Pa-In, Ayutthaya 13160, Thailand.



3.Sakthi Global Auto Holdings Limited,
100, New Bridge Street x
London EC4V 6JA, United Kingdom.
(Respondents 2 and 3 represented by their
common Authorised representatives
Kaikhushru Vicaji Taraporevala Level 42,
Six Battery Road, Singapore - 049909.)

...Respondents

Prayer: Original Side Appeal filed under Section 50 of the Arbitration & Conciliation Act, 1996 r/w. Order XXXVI Rule 1 of the Madras High Court O.S.Rules and Section 13 (1-A) of the Commercial Courts Act, 2015, against the order dated 03.03.2023 in Arbitration Original Petition No.296 of 2021.

For Appellant : Mr.N.Senthil Kumar

For Respondents : Ms.R.Vidya Shankar for R1
Mr.Roshan Balasubramanian for R2
Mr.C.Kathiravan for R3

OSA.(CAD)No.28 of 2023

Sakthi Global Auto Holdings Limited,
100, New Bridge Street,
London EC4V 6JA,
United Kingdom.
Rep. by its Authorised Power Agent,
Mr.S.Sakthivel, No.20-A, Suriyagandhi Street,
Kumaran Nagar, Iyyapanthangal, Chennai - 122.
(Mrs.Sakthivel, recognised as Authorised Power Agent
to the Appellant vide Court order dt.02.03.2023 made
in CMP.4616/23 in OSA(CAD).Sr.19014/23)

...Appellant



WEB COPY

Vs.

1.Sakthi Auto Component Ltd.,
180, Race Course Road,
Coimbatore, Tamil Nadu - 641018.

2.AAPICO Hightech Public Company Limited,
99, Mool Hitech Industrial Estate,
Tambol Ban Lane, Amphur Bang,
Pa-In, Ayutthaya 13160, Thailand.

3.AAPICO Investment Pte. Ltd.,
745 Toa Payoh Lor 5,
01-07, The Actuary,
319455 Singapore.
(Respondents 2 and 3 represented by their
common Authorised representatives
Kaikhushru Vicaji Taraporevala Level 42,
Six Battery Road, Singapore - 049909.)

...Respondents

Prayer: Original Side Appeal filed under Section 50 of the Arbitration & Conciliation Act, 1996 r/w. Order XXXVI Rule 1 of the Madras High Court O.S.Rules and Section 13 (1-A) of the Commercial Courts Act, 2015, against the order dated 03.03.2023 in Arbitration Original Petition No.296 of 2021.

For Appellant : Mr.R.Advaith

For Respondents : Ms.R.Vidhya Shankar for R1
Mr.Roshan Balasubramanian for R2
Mr.N.Senthil Kumar for R3



OSA.(CAD)No.29 of 2023

AAPICO Hitech Public Company Limited,
99, Mool Hitech Industrial Estate,
Tambol Ban Lane, Amphur Bang,
Pa-In, Ayutthaya 13160, Thailand.
Rep. by its Authorised Power Agent,
Mr.S.Sakthivel, No.20-A, Suriyagandhi Street,
Kumaran Nagar, Iyyapanthangal, Chennai - 122.
(Mrs.Sakthivel, recognised as Authorised Power Agent
to the Appellant vide Court order dt.02.03.2023 made
in CMP.4608/23 in OSA(CAD).Sr.19013/23)

...Appellant

Vs.

1.Sakthi Auto Component Ltd.,
180, Race Course Road,
Coimbatore, Tamil Nadu - 641018.

2.AAPICO Investment Pte. Ltd.,
745 Tao Payoh Lor 5,
#01-07, The Actuary,
319455 Singapore.

3.Sakthi Global Autho Holdings Limited,
100, New Bridge Street,
London EC4V 6JA,
United Kingdom.
(Respondents 2 and 3 represented by their
common Authorised representatives
Kaikhushru Vicaji Taraporevala Level 42,
Six Battery Road, Singapore - 049909.)

...Respondents



Prayer: Original Side Appeal filed under Section 50 of the Arbitration & Conciliation Act, 1996 r/w. Order XXXVI Rule 1 of the Madras High Court O.S.Rules and Section 13 (1-A) of the Commercial Courts Act, 2015, against the order dated 03.03.2023 in Arbitration Original Petition No.296 of 2021.

For Appellant : Mr.Roshan Balasubramanian

For Respondents : Ms.R.Vidhya Shankar for R1
Mr.N.Senthil Kumar for R2
Mr.R.Advaith for R3

COMMON JUDGMENT

(Judgment of the Court was made by R.SUBRAMANIAN, J.)

The learned counsel appearing for the appellants would submit that these matters have been settled and seek to withdraw the appeals. The learned counsel for the respondents also affirms the statement. Hence, these Original Side Appeals are dismissed as settled out of Court. No costs. Consequently, connected miscellaneous petitions are closed.



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2.In view of the judgment of the Hon'ble Supreme Court in ***High Court of Judicature at Madras rep. by its Registrar General Vs. M.C.Subramaniam and Others*** reported in ***(2021) 3 SCC 560***, the Court fee paid in the appeals is directed to be refunded on the appellants.

(R.S.M., J.) (R.S.V., J.)

01.02.2024

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Internet: Yes

Index: No

Non-speaking order

Neutral Citation : No



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R.SUBRAMANIAN, J.
and
R.SAKTHIVEL, J.

KKN

OSA(CAD).Nos.27, 28 & 29 of 2023
and
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