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Arb.O.P. (Com.Div.) No.175 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.01.2024

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THE HONOURABLE MR.JUSTICE C.SARAVANAN

Arb.O.P.(Com.Div.)No.175 of 2023

M.Pallonji Shipping Private Limited,
No.44, Cawasji Patel Street,
Fort, Mumbai 400 001.
Represented by its Commercial Manager,
Mr.S.Pattabiraman

... Petitioner

Vs.

Poompuhar Shipping Corporation Limited,
No.6175, IV Floor (South Wing),
Anna Salai, M.H.U. Complex,
Nandanam, Chennai – 600 035.
Represented by its General Manager.

... Respondent

Prayer : Original Petition is filed under Section 34(2) of the Arbitration and Conciliation Act, 1996, praying to partially set aside the majority award dated 06.11.2022 passed in O.A.No.2 of 2021 to the extent of the heads of claim “Delay in vessel's delivery” and “Delay in acceptance of the Vessel together with bunkers consumed” as well as set aside the Counterclaim awarded to the Respondent and to direct the Respondent to pay the costs.



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For Petitioner : Ms.M.Deepthadevi
For Respondent : Mr.P.Harish
Government Advocate

ORDER

The petitioner has filed a memo dated 18.01.2024 stating that the dispute with the petitioner and the respondent has been settled and that the petitioner has also received the amounts from the respondent towards full and final settlement for all claims between them.

2. Hence, the learned counsel for the petitioner prays for refund of the Court fees. The dispute has been settled amicably between the parties.

3. Accordingly, this petition stands dismissed as settled out of Court. The memo dated 18.01.2024 shall form part and parcel of this order.



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4. Registry is directed to refund the Court fee in accordance with the provisions of the Act.

19.01.2024

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Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

C.SARAVANAN, J.



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