



WEB COPY



O.S.A. (CAD) No.137 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.11.2024

CORAM :

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMARAMAMOORTHY

O.S.A. (CAD) No.137 of 2024

and C.M.P.No.24629 of 2024

BGR Energy Systems Ltd.,
443, Anna Salai, Teynampet,
Chennai 600 018.
Having its Regd. office at:
A-5, Pannamgudu Industrial Estate,
Ramapuram Post, Sullupet Taluk,
Nellore District, Andhra Pradesh 524 401.

... Appellant

-vs-

1. GE Vernova T&D India Ltd.,
IOC Building, 19/1, GST Road,
Pallavaram, Chennai 600 043.
Rep. by its Authorised Signatory,
Mr.Natarajan Ravichandran.
Having its Regd. Office at:
A-18, First Floor, Okhla Industrial Area,
Phase II, New Delhi 110 020.
2. CITI Bank
Ground Floor, No.163, Anna Salai,



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Chennai 600 002.

... Respondents

Prayer : Appeal filed under Clause 13(1) of the Commercial Courts Act, 2015 against the fair and decreetal order dated 09.09.2024 passed in O.A.No.607 of 2024 on the file of original side of this Court.

For Appellant : Mr.Srinath Sridevan
Senior Counsel
for Ms.K.Aswini Devi

For Respondents : Mr.P.V.Balasubramaniam
Senior Counsel
for Mr.Suhrith Parthasarathy

* * * * *

JUDGMENT

(Judgment of the Court was delivered by the Hon'ble Chief Justice)

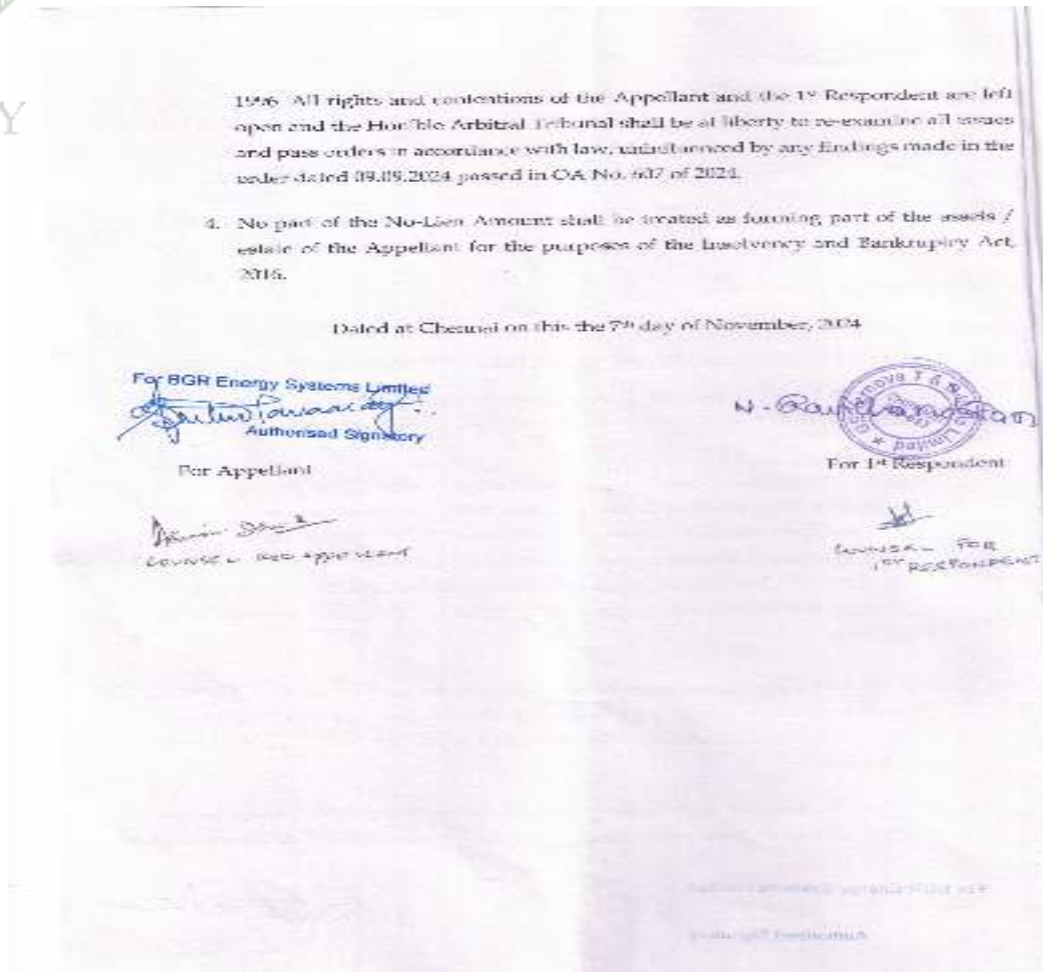
Parties have tendered terms, which is taken on record and marked as 'X' for identification. The terms are signed by the authorised signatories of appellant and first respondent and the respective advocates, who confirmed that the signatories have signed in their presence.

2. Sri.Suhrith Parthasarathy states that during the pendency of this appeal, the name of respondent No.1 has undergone change and the new



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4. Counsels clarify that all disputes/differences mentioned in paragraph 1 shall also include counter-claim, if any. It is stated that seat of arbitration shall be Chennai and the venue of arbitration may be decided by the learned Arbitrator. The fees and administrative expenses including travel expenses of the learned Arbitrator shall be shared equally between



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parties in the first instance and the same shall be subject to the costs in the arbitral proceedings. Within four weeks from the date this order is communicated to the learned Arbitrator, the learned Arbitrator shall file a declaration directly with the parties as required under Section 12 of the Arbitration and Conciliation Act, 1996 and a copy thereof shall be filed by appellant with the Registry to be placed in the records and proceedings.

5. The Original Side Appeal as well as the Original Application are disposed of. All rights and contentions of parties are kept open. There shall be no order as to costs. Consequently, the interim application stands closed.

(K.R.SHRIRAM, C.J.)

(SENTHILKUMARRAMAMOORTHY, J.)

07.11.2024

Index : Yes/No

NC : Yes/No

sra

To:

The Sub Assistant Registrar,
Records Section, Original Side,

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THE HON'BLE CHIEF JUSTICE
AND
SENTHILKUMAR RAMAMOORTHY,J.

(sra)

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