HC-KAR

NC: 2025:KHC:54026
CMP No. 270 of 2022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF DECEMBER, 2025

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

CIVIL MISC. PETITION NO. 270 OF 2022

BETWEEN:

1. M/S MARIYAM INFRA STRUCTURE PVT LTD
NO.14, SAYEEDA COMPLEX
R T NAGAR MAIN ROAD RAHMATH NAGAR
OPP INDIAN OIL PETROL BUNK
BANGALORE-560032
REP BY ITS MANAGING DIRECTOR
MR. SAYEED-UR-RAHMAN
S/O LATE MOHAMMED MOTI-UR RAHMAN.

2. SAYEED UR RAHMAN
S/O LATE MOHAMMED MOTI UR RAHMAN

...PETITIONERS

(BY SRI.P M NARAYANASWAMY., ADVOCATE)

AND:

MR. SHAIK JAMALUDDEN
S/O MR. LATE SHAIK MOHIDEEN
R/AT NO.548 15TH MAIN
3RD CROSS HMT LAYOUT
MATHIKERE BANGALORE-560054.

...RESPONDENT

Digitally signed by SHWETHA RAGHAVENDRA
Location: HIGH COURT OF KARNATAKA

THIS CIVIL MISC. PETITION IS FILED UNDER SECTION 11(5) OF THE ARBITRATION AND CONCILIATION ACT 1996, PRAYING TO APPOINT INDEPENDENT PERSON / PERSONS AS ARBITRATOR OR RETIRED JUDICIAL OFFICER AS A SOLE ARBITRATOR TO RESOLVE THE DISPUTE BETWEEN THE PETITIONER AND RESPONDENT RELATED TO MEMORANDUM OF UNDERSTANDING DATED 08/06/2017 IN THE INTEREST OF JUSTICE.

THIS PETITION, COMING ON FOR DISMISSAL, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

ORAL ORDER

1. The petitioners are before this Court seeking for the following reliefs:

> *Wherefore it is prayed that this Hon'ble Court may be pleased to appoint independent person / persons as arbitrator or retired Judicial Officer as a sole arbitrator to resolve the dispute between the petitioner and respondent related to Memorandum of Understanding dated 08/06/2017 in the interest of justice.*

2. None appears for the petitioner.

3. Despite the order dated 28.11.2025, neither the process fee has been paid nor is there any appearance on the part of the petitioner.

4. It appears that the petitioner is not interested in prosecuting the matter, the petition is ***dismissed for non-prosecution.***

SD/-
(SURAJ GOVINDARAJ)
JUDGE

SR
List No.: 1 Sl No.: 95