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CRP(PD).No.587 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :18.02.2025

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THE HONOURABLE Ms. JUSTICE P.T. ASHA

CRP.(PD).No.587 of 2025

and

CMP.No.3324 of 2025

M/s. Security Paper Mill,
Through its Authorized Signatory
Mr.J. Sriharsha, Deputy Manager (Legal)
Narmadapuram
Madhya Pradesh -461005.

... Petitioner

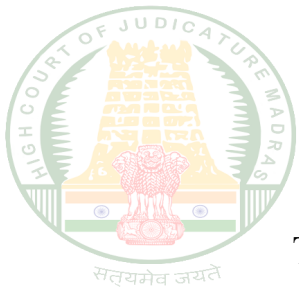
Vs.

1.M/s. Amoog Chemicals,
Through its Managing Partnership M. Muthusubbarayan,
Sivasakthi Nagar,
Thaneerpandal, Peelamedu,
Coimbatore - 641004

... Respondent

Prayer:- Civil Revision Petition is filed under Article 227 of the Constitution of India to set aside the order dated 21.01.2025, passed by the Commercial Court (District Judge Cadre), Coimbatore in IA.No.6/2024 in Arb.OP.No.1 of 2024.

For Petitioner : M/s.J.Adithya Pandey



ORDER

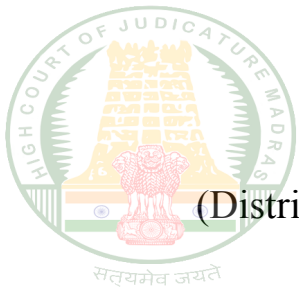
The above Civil Revision Petition is filed to set aside the order dated 21.01.2025, passed by the Commercial Court (District Judge Cadre), Coimbatore in IA.No.6/2024 in Arb.OP.No.1 of 2024.

2. I.A.No.6 of 2024 has been filed to summon or call for the entire video recordings of the proceedings in the matter MSEFC/CBER/155/2022.

3. Heard the learned counsel for the petitioner and perused the records.

4. Pursuant to the direction of this Court, the learned Government Advocate has produced the minutes of the Conciliation and Arbitration proceedings as also a report filed by the Secretary, MSEFC Coimbatore. The Report clearly states that the proceedings were conducted through Video Conferencing Mode and the same were not recorded.

5. Therefore, the request of the petitioner in I.A.No.6 of 2024 cannot be granted and the order passed by the Commercial Court



(District Judge Cadre), Coimbatore in IA.No.6/2024 is confirmed.

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6. However, the learned counsel appearing for the petitioner would submit that as per the minutes of the arbitration proceedings which is now been produced it is seen that the minutes of the meeting in which the arbitration award was passed has been signed by the following persons:-

- (i) Thiru V.A. Rejendran, Regional Manager TIIC Ltd., Coimbatore,
- (ii) Thiru K.Annamalai, Hon. Secretary, Indian Chamber of Commerce, Coimbatore, Council Member,
- (iii) Thiru S.Surulivel, Vice President, TANSTIA, Coimbatore Region, Coimbatore, Counsel Member and ;
- (iv) Tmt. P. Kousalya Devi, Lead District Manager, Coimbatore, District, Counsel Member.

7. However, in the proceedings of the MSEFC dated 24.07.2023, which was furnished to the petitioner, the following persons were present :-

- i) Tmt.S.Baby, Regional Manager TIIC Ltd., Coimbatore, Council Member,
- ii) Thiru K.Annamalai, Secretary, Indian Chamber of



Commerce, Coimbatore, Council Member,

iii) Thiru S.Surulivel, Vice President, TANSTIA, Coimbatore

Region, Coimbatore, Counsel Member and ;

iv) Thiru T.M. Rajkumar, Lead District Manager, Coimbatore

District, Council Member.

8. He would therefore submit that in the proceedings of the MSEFC dated 24.07.2023 which were furnished to the petitioner indicate that two persons have been substituted. These are all points that can be raised in the proceedings to set aside the award that would be filed under Section 34 of the Act. It is not an issue that can be raised in a Revision under Article 227 of the Constitution of India.

7. Accordingly, the Civil Revision Petition stands dismissed. No costs. Consequently, the connected Miscellaneous Petition is closed.

18.02.2025

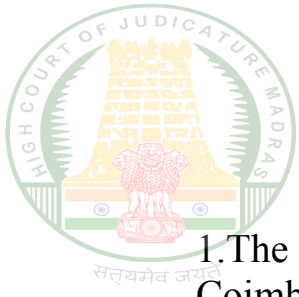
(shr)

Index : Yes/No

Speaking Order: Yes/No

Neutral Citation : Yes/No

To



CRP(PD).No.587 of 2025

1. The Commercial Court (District Judge Cadre),
Coimbatore

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P.T. ASHA. J.,



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