



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-02-2026

CORAM

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THE HON'BLE MR JUSTICE C.V. KARTHIKEYAN

AND

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

OSA No. 48 of 2020

and

CMP No.1639 of 2020

M/s.Bharat Heavy Electricals Ltd
Having its Office at
Power Sector - Southern Region, 474,
Anna Salai, Nandanam, Chennai 600035,
Rep By Its Additional General Manager,
T K Kasinathan.

..Appellant(s)

Vs

1. M/s.Delkon(India) Pvt Ltd
Rep By its Managing Director,
Mr.G.S.Singhal, Having its Registered Office at
240, 2nd Floor, 25-A, Park Street,
Kolkata 700016.
2. Justice A.Ramamurthy (Retd)
Sole Arbitrator, Plot No.9, Third Main Road,
Mogappair, West Garden, Chennai 600037.

..Respondent(s)

Prayer: Appeal filed under Clause 15 of the Letters Patent Act read with Order XXXVI Rule 9 of O.S.Rules to set aside the order dated 22.07.2018 passed in OP No.107 of 2008.

For Appellant(s):

Mr.S.Aravindan

for M/s.Fox Mandal and Associates.

For Respondent(s):

Mr.S.S.Rajesh for R1

R2 - Sole Arbitrator



JUDGMENT

(Judgment of the Court was delivered by C.V.Karthikeyan, J.)

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The learned counsel for the appellant and the first respondent are present. Exercising much prudence, the parties had entered into initially a Joint Memorandum of Compromise which was entered under the aegis of the Madras High Court Mediation and Conciliation Centre on 31.10.2025. Subsequently, they had also entered into an Addendum in November 2025 which is only an extension of the earlier Joint Memorandum of Compromise.

2.Both the Joint Memorandum of Compromise and the Addendum are recorded and should be part of the Judgment. The Appeal stands dismissed as settled out of Court.

3.In view of the fact that the Appeal has been dismissed as settled out of Court, the appellant is entitled for refund of the Court fees in accordance with the Rules. Consequently, connected miscellaneous petition is also closed. No costs.

(C.V.K.,J.) (K.B.,J.)
13-02-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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**C.V.KARTHIKEYAN, J.
AND
K.KUMARESH BABU, J.**

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