

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Original Jurisdiction)**

FRIDAY, THE TWENTY FIRST DAY OF JULY,
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**HONOURABLE SRI JUSTICE A V SESA SAI, ACTING CHIEF JUSTICE
ARBITRATION APPLICATION NO: 40 OF 2023**



Between:

M/s. Sarada Roadways, (A partnership Firm Regd. No. 2152 of 1984) Rep by its Managing Partner, Sri Velagapudi Syamala Rao, S/o. Seetaramaiah, Aged 57, Door No. 13-8/1, New No. 10-164, Done Atukur, Nidamanuru Post, Vijayawada Rural Mandal, Vijayawada.

...Petitioner

AND

The Visakhapatnam Metropolitan Region Development Authority (VMRDA) [Formerly Visakhapatnam Urban Development Authority(VUDA)], Rep. by its Metropolitan Commissioner, 8th floor, Udyoga Bhavanam, Siripuram Circle, Visakhapatnam.

....Respondent

WHEREAS the Applicant above named through its Advocate Sri Posani Akash, presented this application under Section 11 Sub Section 5 and 6 of Arbitration & Conciliation Act, 1996 read with Scheme of Appointment of Arbitrators, 1996, praying that in the circumstances stated in the affidavit filed in support of the application, the High Court may be pleased to appoint an arbitrator to resolve the disputes between the applicant and the respondent as provided in Article No.13 of the Build, Construction and Management Agreement dated 27-03-2005 and Clause No. 8 of the License Agreement dated 27-03-2005;

AND WHEREAS the High Court upon perusing the affidavit filed herein and upon hearing the arguments of Sri Posani Akash, Advocate for the Applicant and while permitting the service of personal notice on the respondent, made the following

ORDER:

"Notice.

Learned counsel for the petitioner is permitted to take out personal notice to the respondents by Registered post with acknowledgement due and file proof of service into the registry.

Post after four (04) weeks."

Therefore, You viz:

The Metropolitan Commissioner, The Visakhapatnam Metropolitan Region Development Authority (VMRDA) [Formerly Visakhapatnam Urban Development Authority(VUDA)], 8th floor, Udyoga Bhavanam, Siripuram Circle, Visakhapatnam.

are directed to show cause either appearing in person or through an Advocate before 18.08.2023, to which date the application stands posted for hearing as to why in the circumstances set out in the affidavit filed therewith (copy enclosed), this ARBITRATION APPLICATION should not be admitted.

Sd/- S.V.S.R.MURTHY
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Metropolitan Commissioner, The Visakhapatnam Metropolitan Region Development Authority (VMRDA) [Formerly Visakhapatnam Urban Development Authority(VUDA)], 8th floor, Udyoga Bhavanam, Siripuram Circle, Visakhapatnam.(by RPAD- along with a copy of petition and affidavit)
2. One CC to Sri Posani Akash, Advocate [OPUC]
3. One spare copy.

PSD

HIGH COURT

AVSS,J

DATED:21/07/2023

NOTE: POST AFTER FOUR (04) WEEKS

NOTICE BEFORE ADMISSION

ARBAPPL.No.40 of 2023

