

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

ARBA No.20 of 2017

Steel Authority Of India Limited **Versus** M/s Agarawal Catering Caterers

Motion	
09/05/2019	Dr. N. K. Shukla, Senior Advocate with Shri B. D. Guru, counsel for appellant. Shri R. Pradhan, counsel for respondent. Heard on application for modification of order dated 10-04-2019. Learned counsel for the appellant would submit that vide order dated 10-04-2019, this Court ordered that there shall be stay to the extent of 50% of the amount payable under the impugned order passed by the Commercial Court, whereas under the said order, no specific amount stated to be payable to the claimant-respondent. On the other hand, learned counsel for the respondent submits that the order dated 10-04-2019 was passed by this Court by hearing both the parties. He would submit that the rejected claim of the respondent-claimant, as ordered by the Arbitrator, was accepted and allowed by the Commercial Court. He would next submit that 50% of the total amount now payable to the claimant would be Rs.1,47,80,626/-, for which, execution application has been filed. Taking into consideration the submission of learned counsel for the parties, the only modification, we consider it proper to direct that the respondent claimant shall be entitled to 50% of the total amount i.e. Rs.1,47,80,626/- as per the interim order passed by this Court on 10-04-2019. Accordingly, the application for modification of order stands disposed off. SD/- (Manindra Mohan Shrivastava) Judge SD/- (Rajani Dubey) Judge Tumane