

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

ARBA No. 51 of 2017

M/s Rag Steel **Versus** Union of India

SB

Hon'ble Shri Justice Sanjay K. Agrawal

Motion	
02/02/18	Mr. Rupesh Shrivastava, counsel for the petitioner. Mr. H.S. Ahluwalia, counsel for the respondents. Heard on I.A. No. 01- application for condonation of delay in filing the Arbitration Appeal. Learned counsel appearing on behalf of the petitioner would submit that the matter was handed over to Mr. Jay Kumar Sharma, Advocate, to file an appeal against the impugned award dated 06.08.2015 passed in Claim M.J.C. No. 41/2014, but Mr. Sharma did not file an appeal and unfortunately died on 25.02.2017. Learned counsel appearing on behalf of respondent would submit that there is no evidence that the file was handed over to Mr. Jay Kumar Sharma, Advocate to file appeal. After hearing the learned counsel for the parties and taking into consideration the grounds raised in the application and other relevant facts, I am of the considered opinion that the delay in filing the arbitration appeal deserves to be condoned subject to payment of cost of Rs. 5,000/- to the High Court Legal Aid Committee within ten days from today. Accordingly, I.A. No. 01 is allowed. Heard on question of admission. Admit. Issue notice to the respondents.

Mr. Ahluwalia accepts notice on behalf of respondent.

Let an extra of the petition along with documents be supplied to him.

List the matter for consideration on **16th March, 2018.**

SD/-
(Sanjay K. Agrawal)
Judge

Priyanka