

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Filing No. C.M.P. 1464 of 2026

Jharkhand Urja Sancharan Nigam Limited **Petitioner(s)**
Vrs.

The State of Jharkhand & others **Opposite Parties(s)**

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CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner(s)-JUVNL : Mr. Sachin Kumar, Sr. S.C. (through V.C)
Mr. Ravi Prakash Mishra, Advocate

For the Opposite Parties :

02/09.02.2026 Learned counsel for the petitioner has relied upon various judgments in support of his contention, which are as follows:

- I. *LPA No. 308 of 2020: Narmada Clean Tech Vs. Indian Council of Arbitration*
- II. *2002 SCC OnLine Bom 983: MSEB VS Datar Switchgear Ltd.*
- III. *2011 SCC OnLine HP 3746: M/s M.L. Gupta & Associates Vs. H.P. Housing and Urban Development Authority & Ors. (maintainability)*
- IV. *2024 SCC OnLine SC 3190: HPCL Bio Fuels Ltd. Vrs. Shahaji Bhanudas Bhad*
- V. *1987(1) SCC 5: Sargiya Transport Service Vrs. State Transport Appellate Tribunal, M.P., Gwalior*
- VI. *(2010) 8 SCC 329: Shalinishyam Shetty & Anr. Vrs. Rajendra Shankar Patil*
- VII. *(2013)5 M.H.L.J. 86: Pradyuman Kumar Vs. Jaysagar*
- VIII. *(2018)11 SCC 470, Srei Infrastructure Finance Ltd. Vs. Tuff Drilling Private Ltd.*
- IX. *(2011) 4 Mh. LJ 200 : Sahyadri Earthmovers Vs. L & T Finance Ltd.*
- X. *2013 SCC Online Bom 433: Uttam Chand Garg Vs. Motilal Oswal*

2. Keeping the issue of maintainability open, issue notice upon the opposite party nos. 3,4 and 5 through speed post as well as under ordinary process, for which requisites etc. must be filed within a week, failing which, the present C.M.P. shall stand dismissed without further reference to the Bench. Additionally, notice upon the opposite parties shall also be served through the Arbitration Tribunal, Ranchi, where the matter is pending.

(Rajesh Kumar, J.)