

S.No. 201 After Notice Cause List

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

AA No. 16/2009

Balwant Singh.

.....Petitioner(s)

Through: None

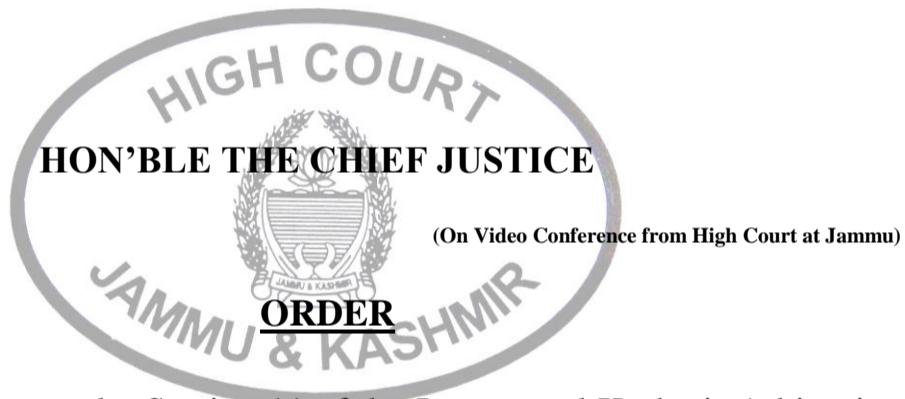
Vs.

Kulbir Singh.

.....Respondent(s)

Through: None

Coram:



1. This petition under Section 11 of the Jammu and Kashmir Arbitration and Conciliation Act, 1997 was filed on 14th July 2009 for appointment of an arbitrator to arbitrate upon the disputes.
2. The record shows that the respondents have filed objections as back as on 31st December 2010, inter alia, an objection on maintainability of the petition on the ground that the petition was not maintainable as the partnership agreement where from the purported dispute emanates, was not registered under the provisions of the Partnership Act and consequently the appointment of arbitrator was barred under Section 16 of the Partnership Act. Several other preliminary objections have been asserted.

3. In this matter, Mr. B.S.Salathia, learned Senior Advocate has been appearing on behalf of the petitioner before his designation. Unfortunately, Mr. Salathia has expired on 27th June 2020.
4. The record shows that there has been no appearance on behalf of the petitioner on 1st January 2016 and 2nd August 2016.
5. None appears for the petitioner when the matter is called out even today. No effort has been made on behalf of the petitioner to prosecute this matter.
6. In the interest of justice, one opportunity is given to the petitioner to appear in the matter,
7. List on 21st July 2020.

Jammu
29.06.2020
Tilak,



(Gita Mittal)
Chief Justice