

ITEM NO.103

COURT NO.1

SECTION XIA

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s).3180/2007

GRASIM INDUSTRIES LTD.

Appellant(s)

VERSUS

STATE OF KERALA

Respondent(s)

(With appln.(s) for permission to file additional documents and interim relief and office report)

Date : 29/03/2017 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Appellant(s) Mr. C. N. Sree Kumar, Adv.  
Mr.Amit Sharma, Adv.

For Respondent(s) Mr. Jogy Scaria, Adv.

Upon hearing the counsel the Court made the following  
O R D E R

1. I.A.No.4 of 2017 is allowed. The additional documents marked as Anneuxres - A1 to A3 are taken on record, subject to all just exceptions.
2. A perusal of communication dated 24.11.2016, placed on the record of this case through I.A.No.4 of 2017 reveals, that the State Government under the same contractual agreement, as is the subject matter of consideration in C.A.No.3180 of 2007, has appointed an arbitrator to go into the disputes arising out of the said agreement.
3. Learned counsel for the respondent - State of Kerala is directed to obtain instructions whether or not the disputes raised

by the appellant before this Court in C.A.No.3180 of 2007 can also be referred to the same arbitrator for consideration with the clear mandate, that the arbitrator will also examine all ancillary issues including the issue of limitation.

4. Learned counsel for the respondent seeks two weeks' time to obtain instructions in the matter.

5. Post for hearing on 19.04.2017.

6. Instructions be obtained, in the meantime.

(SATISH KUMAR YADAV)  
AR-CUM-PS

(RENUKA SADANA)  
ASSISTANT REGISTRAR