

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

Petition for Special Leave to Appeal (Civil) No.5928/2013  
(From the judgment and order dated 04/01/2013 in AA No.20/2012 of The HIGH COURT OF GUWAHATI ,ASSAM)

M/S.SANKAR TEA COMPANY PVT. LTD. Petitioner(s)

VERSUS

ASSAM GAS COMPANY LTD. Respondent(s)

(With prayer for interim relief and office report)

Date: 18/02/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR  
HON'BLE MR. JUSTICE M.Y. EQBAL

For Petitioner(s) Mr. Jaideep Gupta, Sr. Adv.  
Mr. Abhijeet Sinha, Adv.  
Ms. Titas Sen, Adv.  
Mr. Abhinav Mukerji, Adv.  
Mr. Angad Kochhar, Adv.

For Respondent(s)

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

We are not inclined to interfere with the order passed by the High Court as, in our opinion, in order to consider the application of the petitioner under Section 9 of the Arbitration and Conciliation Act, 1996, it was necessary for the Court to take a prima facie view with regard to the existence of an arbitration agreement. We are clearly of the opinion that the aforesaid prima facie view will not be taken into consideration in any future proceedings between the parties. The special leave petition is dismissed accordingly.

|(VINOD LAKHINA)  
|COURT MASTER

|(INDU BALA KAPUR)  
|COURT MASTER

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