

T.P.(C) No. 255-256 OF 2001

ITEM No.26

Court No. 9

SECTION XVIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition.(Civil) No.255-256/2001

M/S. CONSTRUCTION RASA (P) LTD.

Petitioner (s)

VERSUS

U.O.I. AND ANR.

Respondent (s)

(With Appln(s). for stay)

Date : 09/07/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s)

Mr.S.N. Kumar,Sr.Adv.,
Mr.J.P. Gupta,Adv.,
Mr.P.D. Sharma,Adv.

For Respondent (s)

Mr.Mukul Rohtagi,ASG
Mr.Syed Naqvi,Adv.,
Ms.Smita Inna,Adv.,
Mr.C. Radha Krishna,Adv.,
Mr.B.V. Balaram Das,Adv.

UPON hearing counsel the Court made the following

O R D E R

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.SP2

Heard the learned counsel for the parties.
The transfer petitions are dismissed.

.SP1

(Vijay Kumar Sharma)
Court Master

(K.K. Chadha)
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NOs.255-256/2001@@
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M/s.Construction Rasa (P) Ltd.

Petitioner(s)

Versus

Union of India & Anr.

Respondent(s)

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....J.....
.SP2

Heard the learned counsel for the parties.

There is no substance in these transfer petitions.

However, it is made clear that it would be open to the petitioner to raise the contention that Chandigarh Court and the Patiala Court are not having the jurisdiction to pass the decree on the basis of the award tendered by the arbitrator. Learned counsel for the petitioner states that he has filed such application under Section 31 (4) of the Arbitration Act 1940 before the Court at Chandigarh. With these observations, the transfer petitions are dismissed.

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.....J.
(M.B. Shah)

.....J.
(S.N. Variava)

New Delhi,
July 09, 2001.@@
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