

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. 5007/2008

KANGARO INDUSTRIES (REGD) & ORS.

Appellant(s)

VERSUS

JAININDER JAIN & ANR.

Respondent(s)

(with appln. (s) for directions and directions and interim relief
and office report)

WITH

CONMT.PET.(C) No. 305/2009 in C.A. No. 5007/2008

Date : 11/02/2016 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Appellant(s) Mr. C.A.Sundaram, Sr.Adv.
Mr. Sudhir Chandra Agarwal, Sr.Adv.
Mr. Amarjit Singh, Adv.
Ms. Rohini Musa, Adv.
Mr. Abhishek Gupta, Adv.
Mr.Zafar Inayat, Adv.
Mr. Shekhar Kumar,Adv.

For Respondent(s) Mr. Parag Tripathi, Sr.Adv.
Mr. Shailen Bhatia, Adv.
Mr. Abhishek Mohan Sinha, Adv.
Mr. Rjeev Dubey, Adv.
Mr. Kamlendra Mishra,Adv.
Mr. Kunal Behri, Adv.

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

Upon hearing the learned counsel for the parties and looking at the close relationship among the parties and in view of the suggestion made by the learned counsel for the parties, matter be referred for the Arbitration as it would be expeditious to get the dispute resolved. The hearing is adjourned to 15.02.2016.

On that day, the learned counsel shall suggest names of arbitrators, who would decide the dispute expeditiously and preferably within three months from today.

It has also been agreed that for a period of three months, the parties shall export their products in the countries where they have got their Trade Mark registered. If the Award is not made in three months from the date of initiation of arbitration proceedings, it will be open to the concerned parties to approach the Arbitrator by filing an appropriate application under Section 17 of the Arbitration and Conciliation Act, 1996.

It has also been clarified that the aforesaid arrangement is only for the products which are not sold in India.

(Rajni Mukhi)
Sr. P.A.

(Sneh Bala Mehra)
Assistant Registrar