

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(s) for Special Leave to Appeal (Civil)...../2012
CC 14809/2012

(From the judgement and order dated 20/10/2010 in AP No.227/2008, of The
HIGH COURT OF BOMBAY)

ORCHID CHEMICALS & PHARMACEUTICALS LTD. Petitioner(s)

VERSUS

VHB LIFE SCIENCES LTD. Respondent(s)

With I.A. 1 (C/delay in filing SLP,c/delay in refiling SLP)

Date: 07/09/2012 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)
Mr. Parag Tripathi, Sr.Adv.
Mr. Neeraj Malhotra, Adv.
Mr. M.R. Shamshad,Adv.
Mr. Shailendra Singh, Adv.

For Respondent(s)
Mr. Gopal Jain, Adv.
Mr. Ravikesh Sinha, Adv.
Mr. Abhijat Medh, Adv.

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

There is a delay of 434 days in filing the special leave petition and 98 days in refiling the same for which no reasonable explanation has been given. The application for condonation of delay is dismissed.

Although we are not inclined to interfere with the order passed by the High Court, all the points raised by the petitioner in the present petition are

-2-

specifically kept open to be raised before the arbitrator. The special leave petition is, therefore, dismissed.

It is however, submitted by the learned counsel that the defence of the petitioner has been struck off by the Arbitrator. If that be so, the petitioner is at liberty to seek remedy in accordance with law.

(Sukhbir Paul Kaur)
Court Master

(Indu Bala Kapur)
Court Master