

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) No(s).2797/2007
(From the judgement and order dated 06/01/2006 in CRP No.2599/1999,
CRP No.2679/1999 of The HIGH COURT OF A.P AT HYDERABAD)

G.MACHENDRA NATH

Petitioner(s)

VERSUS

V RAM REDDY (DEAD) & ORS.

Respondent(s)

(With appln(s) for impleadment and prayer for interim relief)

Date: 05/11/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)

Mr. Koka Raghava Rao, Sr. Adv.
Mr. K.L. Sastry, Adv.
Mr. Amit Kumar Srivastava, Adv.
Mr. R.V. Kameshwaran, Adv.

For Respondent(s)

Mr. L. Nageswara Rao, Sr. Adv. (N.P.)
Mr. U.U. Lalit, Sr. Adv. (N.P.)
Mr. G. Ramakrishna Prasad, Adv.
Mr. Mohd. Wasay Khan, Adv.
Mr. M. Mohan Rao, Adv.

Mr. John Mathew, Adv.

Ms. Anagha S.Desai, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned senior counsel appearing for the petitioner as well as learned counsel for the respondents.

The contention of the learned senior counsel appearing for the petitioner is that no notice of filing of the Award was ever served on the petitioner, and instead, only summons of the Suit were served, and therefore, the decision of the Trial Court as well as the High Court in the present case, that the application of the petitioner for setting aside the Award was barred under Article 119(b) to the Schedule of the Limitation Act, 1963, is not correct.

Learned counsel for the respondents wants some time to produce copy of the notice, if any, that was served on the petitioner under Section 14(2) of the Arbitration Act, 1940.

List this matter on 26th November, 2012, by which time, learned counsel for the respondents will furnish the aforesaid copy of the notice supported by an affidavit.

| (G. SUDHAKARA RAO)
| COURT MASTER

| | (SHARDA KAPOOR)
| | COURT MASTER