

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12890/2006

(From the judgement and order dated 09/12/2005 in AR No. 46/2005 & 1.6.2006 in RP No. 253/2006 of The HIGH COURT OF KERALA AT ERNAKULAM)

P.K. MANOHARAN

Petitioner(s)

VERSUS

P.K. KAMALA & ORS.

Respondent(s)

(With office report)

(Award by the Arbitrator, retd. Hon.Justice C.S. Rajan, Kerala High Court)

Date: 12/05/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s) Mr. Altaf Ahmed, Sr.Adv.

Mr. U. Udaya Kumar Sagar, Adv.

Ms. Bina Madhavan, Adv.

Ms.Ananya Kar, Adv.

for M/S. Lawyer'S Knit & Co,Adv.

For Respondent(s) Mr. E.M.S. Anam,Adv.

Mr. K. Rajeev ,Adv

UPON hearing counsel the Court made the following
ORDER

By order dated 15.02.2007 this Court had appointed Mr. C.S. Rajan, a retired Judge of the Kerala High Court as the sole Arbitrator and disposed of the SLP.

The office report states that the learned Arbitrator has now filed his award dated 30.11.2008 before this Court on 1.12.2008.

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While making the order dated 15.02.2007 this Court had not retained any control over the arbitration proceedings. This Court appointed the Arbitrator after recording the consent of the parties for such appointment. Therefore it would be appropriate if the Arbitrator, issues notice on making of the award enclosing signed copies of the award to the parties to the Arbitration, and also specify the fees/costs as per Section 31(5) and 31(8) of the Arbitration and Conciliation Act, 1996 if he has not already done so. If the Arbitrator has already complied with Section 31(5) and (8) of the Act nothing else need be done by him. On receiving the signed copy of the award the parties are at liberty to take steps in accordance with law. With the said observation the matter is closed.

(Pawan Kumar)
Court Master

(M.S.Negi)
Court Master