

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

Petition(s) for Special Leave to Appeal (Civil) No(s).17996/2012

(From the judgement and order dated 09/05/2012 in AA No.122/2012 of The HIGH COURT OF BOMBAY)

M/S. GAMMON INDIA LTD. Petitioner(s)

VERSUS

DY. CHIEF ENGINEER, ANJI KONKAN R.C.LTD. Respondent(s)

(With prayer for interim relief and office report)

Date: 31/08/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Prashant Kumar, Adv. for
M/S. Ap & J Chambers

For Respondent(s) Mr. Kiran Bhagalia, Adv.
Mr. Vinay Navare, Adv.
Mr. Keshav Ranjan, Adv. for
Ms. Abha R. Sharma, Adv.

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

Having regard to the peculiar facts of the present case, the parties agree for the following order:

(1) The Arbitral Tribunal comprising of the following shall adjudicate the disputes/differences between the parties:

(I) Mr. Rakshit Jain,
CA/MBA/ICWA,
801, Ferra, Mahagun Mansion,
Vaibhav Khand,
Indirapuram,
Ghaziabad

nominated by the petitioner;

(ii) Mr. B.P. Awasthi,
Chief Engineer/TMS
Office of General Manager,
Northern Railways,
Baroda House,
New Delhi

nominated by the respondent.

Both the arbitrators shall nominate an Umpire expeditiously and positively within one month from today.

2. The fee and remuneration of the arbitrators and umpire shall be as per paragraph 2.7.6 of the Agreement dated January 12, 2007.

3. The Arbitral Tribunal shall complete the arbitration proceedings as expeditiously as may be possible and in no case later than four months of the first hearing.

The order of the High Court dated May 9, 2012 is set-aside and substituted by the above order.

The Special Leave Petition stands disposed of accordingly.

| (Pardeep Kumar)
| Court Master

| | (Renu Diwan)
| | Court Master

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