

ITEM NO.40

COURT NO.5

SECTION IVB

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).35559/2011

(From the judgement and order dated 17/03/2011 in AC No.24/2010  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

GENERAL MANAGER,NORTHERN RAILWAY

Petitioner(s)

VERSUS

M/S.AKASH ENTERPRISES

Respondent(s)

(With prayer for interim relief and office report)

WITH SLP(C) NO. 22829 of 2013

[U.O.I. & ANR. V. M/S. AKASH ENTERPRISES]

(With application for condonation of delay in filing SLP and  
office report)

Date: 17/04/2014

These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s)

Mr. L. Nageshwara Rao, Sr. Adv.  
Mr. Ravinder Kumar Yadav, Adv.  
Mr. Syed Tanweer Ahmed, Adv.  
Mr. Shreekant T. Terdal, Adv.  
Mr. Arvind Kumar Sharma, Adv.

For Respondent(s)

Mr. Sumeet Sharma, Adv.  
Mr. Rajeev Singh, Adv.

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

SLP(C) NO.35559/2011

Heard learned counsel for the parties.

This Special Leave Petition has been filed by  
the petitioner against the order passed by the  
designated Judge of the High Court appointing Shri

B.S. Bedi (Retired District Judge) as an Arbitrator

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to adjudicate upon all disputes arising between the  
parties.

We are told that in the meanwhile, Shri B.S.

Bedi, Arbitrator has made the Award on 28th December, 2011 and that the petitioner has also participated in the arbitration proceedings before the aforesaid arbitrator. Hence at this stage, the remedy for the petitioner, if any, is to challenge the Award if the petitioner is aggrieved.

For this reason, we are not inclined to interfere with the impugned order of the designated Judge of the High Court appointing the Arbitrator. The Special Leave Petition is dismissed with the aforesaid observations.

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On the facts and circumstances of this case, we are not inclined to interfere with the impugned order passed by the designated Judge of the High Court appointing an Arbitrator. However, the question of law is left open. With this observation, the Special Leave Petition is dismissed.

[KALYANI GUPTA]  
COURT MASTER

[SHARDA KAPOOR]  
COURT MASTER