

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).28957/2013

(From the judgement and order dated 18/03/2013 in FAO No.517/2012 of The HIGH COURT OF DELHI AT N. DELHI)

JSW STEEL LTD

Petitioner(s)

VERSUS

ARIBA INDIAN PVT LTD

Respondent(s)

(With prayer for interim relief and office report)

Date: 27/09/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

Mr. Parag Tripathi, Sr. Adv.

Ms. Sonali Jaitley, Adv.

Mr. P.V. Yogeswaran, Adv.

Mr. Harsimrat Randhawa, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Mr. Parag Tripathi, learned senior counsel for the petitioner submits that the claim of the respondent towards the volume deficit fees having been rejected by the arbitrator, the other claims could not have been granted and thus, the award suffers from the patent error. He further submits that the learned Single Judge as well as the Division Bench of the High Court have not adverted to this material aspect.

The argument canvassed by Mr. Parag Tripathi before us does not seem to have been made in so many words before the Division Bench. However, learned senior counsel submits that the argument was made before the Division Bench and in the written submissions also, the above argument has been raised. He prays for time to place on record the copy of the written submissions.

List the matter after one week.

Additional documents may be filed in the meanwhile.

|(Pardeep Kumar)
|Court Master|(Renu Diwan)
|Court Master

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