

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 (C) No.10919/2018

(Arising out of impugned final judgment and order dated 03-11-2017 in WPC No. 3013/2017 (GM-CPC) passed by the High Court of Karnataka at Bengaluru)

THE EXECUTIVE ENGINEER KARNATAKA NEERAVARI
NIGAM LTD & ORS.

Petitioner(s)

VERSUS

B.K GANGADHAR

Respondent(s)

Date : 13-05-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Hetu Arora Sethi, AOR
Mr. Abhimanyu Verma, Adv.
Mr. Rahul Jain, Adv.

For Respondent(s) Mr. Basava Prabhu Patil, Sr. Adv.
Ms. Geet Ahuja, Adv.
Mr. Rajat Jonathan Shaw, Adv.
Mr. Mahesh Thakur, AOR

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

On hearing learned counsel for parties the following
agreed order is passed:

The claim of the petitioner(s) is alleged to be based on a subsequent cause of action of 22.8.2014 when the final bill was raised by the subsequent contractor to whom the contract has been awarded on risk purchase and thus the appropriate remedy would be for the petitioner(s)

to file a fresh suit in this behalf leaving it open to the respondent to take all defences in respect thereof including of limitation.

The special leave petition thus stands disposed of in the aforesaid terms.

It is made clear that the impugned order(s) is not interfered with except to the aforesaid extent.

(RASHMI DHYANI)
COURT MASTER

(POONAM VAID)
COURT MASTER