

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(s). 21165/2017

(Arising out of impugned final judgment and order dated 12-05-2017 in OMP No. 37/2017 passed by the High Court Of Delhi At New Delhi)

KARTIKE ENTERPRISES

Petitioner(s)

VERSUS

DELHI JAL BOARD

Respondent(s)

(FOR ADMISSION and I.R. and IA No.75104/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

WITH

SLP(C) No. 23076/2017 (XIV)

(WITH IA No.85032/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

Date : 08-12-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. S.S. Kulshrestha, Sr. Adv.
Mr. Ajeet Pandey, Adv.
Mr. Danish Zubair Khan, AOR

For Respondent(s) Mr. Alok Gupta, AOR

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

By the impugned judgment dated 12.05.2017, an application made under Section 14 of the Arbitration Act has been rejected.

Hon'ble Mr. Justice B.A. Khan, former Chief Justice of the J & K High Court, has been appointed Sole Arbitrator by the High Court by an order dated 13th October, 2015. However, we have been informed that Hon'ble Mr. Justice B.A. Khan, former Chief Justice of the J & K High Court, has since taken over as Chairman of the Jammu & Kashmir Accountability Commission. Section 5(e) of the Jammu and Kashmir Accountability Commission Act, 2002 makes it

clear that such Chairman cannot practice any profession and if he is practicing any profession, he must cease to practice such profession.

In such circumstances, in the place of Hon'ble Mr. Justice B.A. Khan, former Chief Justice of the J & K High Court, we appoint Hon'ble Mr. Justice P.C. Pant, former Judge of the Supreme Court of India, to be the Sole Arbitrator.

The special leave petitions are disposed of.

Pending applications, if any, shall stand disposed of.

(NARENDRA PRASAD)
COURT MASTER

(SAROJ KUMARI GAUR)
BRANCH OFFICER