

ITEM NO.29

COURT NO.1

SECTION XI-A

**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.6216/2020

(Arising out of impugned final judgment and order dated 20-12-2019 in ARBP No.33/2013 passed by the High Court of Orissa at Cuttack)

**ORISSA THERMAL POWER CORPORATION LTD.
(OTPCL) & ANR.**

Petitioner(s)

VERSUS

M/S VISIONTEK CONSULTANCY SERVICES PVT. LTD.

Respondent(s)

(With IA No.75622/2020 - APPROPRIATE ORDERS/DIRECTIONS)

Date : 29-03-2023 These matters were called on for hearing today.

CORAM :

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE J.B. PARDIWALA**

**For Petitioner(s) Mr. A.N.S. Nadkarni, Sr. Adv.
Mr. Shibashish Misra, AOR**

**For Respondent(s) Mr. S.S. Mishra, Adv.
Mr. Dhananjai Jain, AOR**

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

- 1 The sole arbitrator who was appointed by the judgment of the Orissa High Court dated 20 December 2019 is not in a position to continue with the

assignment in view of his appointment as Chairperson of the State Consumer Disputes Redressal Commission.

- 2 In the above circumstances, Mr Justice Akshaya Kumar Rath, former Judge of the High Court of Orissa shall stand appointed as sole arbitrator under the Arbitration and Conciliation Act 1996.
- 3 The parties have stated that they will request the learned Arbitrator to follow the schedule of fees prescribed in Schedule IV of the Arbitration and Conciliation Act 1996.
- 4 The Special Leave Petition is accordingly disposed of.
- 5 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. -cum-P.S.

(SAROJ KUMARI GAUR)
Assistant Registrar