

ITEM NO.6 Court 4 (Video Conferencing) SECTION XI

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 (C) No(s). 6535/2021

(Arising out of impugned final judgment and order dated 16-03-2021 in AACA No. 57/2020 passed by the High Court Of Judicature At Allahabad)

NARESH KUMAR AGARWAL & ANR.

Petitioner(s)

VERSUS

RAMESH KUMAR AGARWAL

Respondent(s)

(FOR ADMISSION and I.R. and IA No.57786/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.57785/2021-EXEMPTION FROM FILING O.T.)

Date : 28-04-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Petitioner(s)

Mr. Siddharth Dave, Sr. Adv.
Mr. Ankit Roopanwal, Adv.
Ms. Manisha Ambwani, AOR

For Respondent(s)

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

In light of grievance of the petitioners, all that we need to observe is that the learned Single Judge of the High Court vide order dated 23.02.2021, which essentially is the subject matter of challenge in this special leave petition has made it amply clear that no final determination of the rival submissions have been made,

including the question whether there is arbitrable dispute between the parties and if so, it should proceed before the sole arbitrator or three arbitrators.

Having said that, no further clarification is required except to observe that all contentions available to both sides are left open, to be decided in the appropriate proceedings.

Special leave petition and pending applications are disposed of accordingly.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)