

IN THE HIGH COURT OF SIKKIM

CIVIL JURISDICTION

WP(C)

No. 50 of 2012

Purba Kesang Luckson

Appellant(s) /
Petitioner (s)

Versus

Reliance Infratel Ltd. & Ano.

Respondent (s)
~~Opposite Party(s)~~

~~/ Appellant~~

For _____ Mr. Umesh Ranpal and Mr. Sudhir Prasad
Petitioner
(Advocate (s))

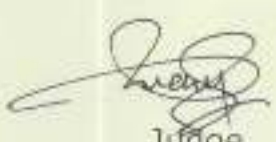
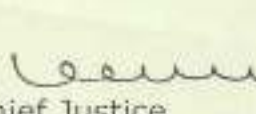
Respondent

For _____
~~Opposite Party~~
(Advocate (s))

Serial No.	Date	Order (s) with Signature (s)
1	2	3
		<p style="text-align: center;">BEFORE</p> <p style="text-align: center;">HON'BLE THE CHIEF JUSTICE MR. JUSTICE PERMOD KOHLI HON'BLE MR. JUSTICE S. P. WANGDI, JUDGE</p>
01.	06.12.12 (Kohli, CJ)	<p>Present: M/s. B. Sharma, Sr. Advocate with Umesh Ranpal, Advocate for the petitioners.</p> <p style="text-align: center;">The petitioner has challenged the Order dated 28.09.2012 passed by learned District Judge, Special Division-II at Gangtok, East Sikkim granting interim</p>



Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
		<p>injunction against the petitioner in exercise of jurisdiction under Section 9 of the Arbitration and Conciliation Act, 1996. It is the petitioner's own case that an arbitrator has been appointed by the respondent and the petitioner has been served with the notice by the arbitrator for appearance. One of the contentions raised is that the arbitrator has no jurisdiction. Admittedly, the petitioner has not challenged the appointment of the arbitrator in these proceedings or otherwise till date. In this petition against the grant of interim relief all these questions cannot be gone into.</p> <p>At this stage, Mr. B. Sharma, learned Sr. Advocate appearing on behalf of the petitioner seeks to withdraw this petition with liberty to seek appropriate remedy available under law.</p> <p>This petition is accordingly dismissed as withdrawn with liberty to prayed for.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"><div style="text-align: center;"> Judge 06.12.2012</div><div style="text-align: center;"> Chief Justice 06.12.2012</div></div> <div style="margin-top: 10px;">Index : Yes / No Internet : Yes / No pm/jk</div>