

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE SHAJI P.CHALY

THURSDAY, THE 28TH DAY OF SEPTEMBER 2017/6TH ASWINA, 1939

AR.No. 52 of 2017 ()

PETITIONER :

THE MANAGING PARTNER
CHEMMARATHIL CASHEW COMPANY,
PAVITHRESWARAM P.O., PUTHUR, KOLLAM.

BY ADVS.SRI.JOHNSON GOMEZ
SRI.C.UNNIKRISHNAN (KOLLAM)

RESPONDENT :

THE MANAGING PARTNERS
M/S.TABROS AGRO FOODS,
CASHEW PROCESS IMPORTERS AND EXPORTERS,
P.O.BOX NO.71, PRIYA NIVAS,
VADAYATTUKOTTA ROAD,
KOLLAM-691001, KERALA.

BY ADV. SRI.VINOD KUMAR.C
BY ADV. SRI.H.SUNIL

THIS ARBITRATION REQUEST HAVING BEEN FINALLY
HEARD ON 28-09-2017, THE COURT ON THE SAME DAY
PASSED THE FOLLOWING:

bp

APPENDIX

PETITIONER'S ANNEXURES :

- ANNEXURE A1: COPY OF THE HIGH SEAS SALE CONTRACT
ON 12TH JUNE 2016 BETWEEN THE
PETITIONER AND RESPONDENT.
- ANNEXURE A2: COPY OF THE LETTER DT 10/11/2016
ISSUED BY THE COUNSEL FOR THE
PETITIONER ON BEHALF OF THE
PETITIONER TO THE RESPONDENT.
- ANNEXURE A3: COPY OF THE LETTER DT 3/1/2017.
- ANNEXURE A4: COPY OF THE LETTER DT 3/4/2017 ISSUED
BY THE DR.SAROJA A.S. ADDRESS TO MR.
JUSTICE (RETD.) S.SIRIJAGAN.
- ANNEXURE A5: COPY OF THE LETTER DT 8/4/2017 ISSUED
BY THE RESPONDENTS COUNSEL TO
DR.SAROJA.
- ANNEXURE A6: COPY OF THE LETTER DT 7/4/2017 ISSUED
BY MR.E. FRANCIS DISTRICT JUDGE
(RETD.) TO DR. SAROJA AS.

RESPONDENT'S ANNEXURES : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

SHAJI P. CHALY, J.

A.R. No. 52 OF 2017

Dated this the 28th day of September, 2017

ORDER

This request was referred for mediation on 20.09.2017. Today when the matter is taken up, a memorandum of agreement is submitted before this Court, in accordance with the settlement entered into by and between the parties.

2. Having gone through the settlement entered into by and between the parties, the claims are settled in accordance with the terms recited in the memorandum of agreement. Therefore, there is no requirement for appointing an arbitrator for resolving the dispute. The memorandum of agreement will form part of this order and the parties will be guided by the settlement so entered into.

Arbitration Request is disposed of, accordingly.

**SHAJI P. CHALY
JUDGE**

DCS