

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER 2021

PRESENT

THE HON'BLE MR. JUSTICE ALOK ARADHE

AND

THE HON'BLE MR.JUSTICE S. VISHWAJITH SHETTY

COMAP NO.193 OF 2021

BETWEEN:

THE HEAD OF PURCHASE AND STORES
GOVERNMENT OF INDIA
DEPARTMENT OF SPACE
ISRO SATELLITE CENTER
ISAC (GROUP A AND F) AIRPORT ROAD
VIMANAPURA POST,
BENGALURU - 560017.

... APPELLANT

(BY MR. UNNIKRISHNAN M, ADV.,)

AND:

DR. GDR KRISHNA
MANAGING DIRECTOR
GDR MEKTEK PVT LTD
K TNO 182 GDR TECH VILLAGE
BLOCK C, KETAGANAHALLI VILLAGE
BIDADI TALUK
RAMANAGARA DISTRICT
30TH KM BENGALURU
MYSURU HIGHWAY - 562109.

... RESPONDENT

(BY MR. M. VINAYA KEERTHY, ADV.,)

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THIS COMAP IS FILED UNDER SECTION 13(1-A) OF COMMERCIAL COURTS ACT, 2015 PRAYING TO SET ASIDE THE JUDGMENT DATED 31.03.2021 IN A.S.NO.68/2016 PASSED BY THE HON'BLE XII ADDITIONAL CITY CIVIL JUDGE AT BENGALURU, ANNEXURE-B DISMISSING THE APPEAL FILED BY THE APPELLANT UNDER SECTION 34 OF THE ARBITRATION AND CONCILIATION ACT, 1996 AND CONSEQUENTLY SET ASIDE THE AWARD PASSED BY THE HON'BLE ARBITRATOR IN A.C.NO.1/2015, DATED 14.12.2015 I.E., AT ANNEXURE-A. TO CALL FOR RECORDS IN A.S.NO.68/2016 & ETC.

THIS COMAP COMING ON FOR ORDERS, THIS DAY, **ALOK ARADHE J.,** DELIVERED THE FOLLOWING:

ORDER

Mr.Unnikrishnan M., learned counsel for the appellant.

In view of the office objection, learned counsel for the appellant has filed a memo seeking leave of this Court to convert this appeal as miscellaneous first appeal.

2. For the reasons assigned in the memo, the same is accepted. Office is directed to convert the same into a miscellaneous first appeal.

For statistical purpose, this commercial appeal is disposed of.

**Sd/-
JUDGE**

**Sd/-
JUDGE**

RV