

Karnataka High Court

Sunil Pawar And Anr vs Gilada Finance And Investment Ltd on 11 May, 2023

Bench: E.S.Indiresh

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WP No. 201378 of 2023

IN THE HIGH COURT OF KARNATAKA
KALABURAGI BENCH

DATED THIS THE 11TH DAY OF MAY, 2023

BEFORE
THE HON'BLE MR JUSTICE E.S.INDIRESH

WRIT PETITION NO. 201378 OF 2023 (GM-RES)

BETWEEN:

1. SUNIL PAWAR KHEERU PAWAR,
AGE: 35 YEARS, OCC: COOLIE,
R/O H.NO.7/15, SHAKTI NAGAR,
RAJAPUR ROAD, NEAR AMBABAI TEMPLE,
KALABURAGI-585105, KARNATAKA.
2. GOVIND PAWAR S/O LAXMAN PAWAR,
AGE: 35 YEARS, OCC: COOLIE,
R/O H.NO.E/407, RAJAPUR ROAD,
KALABURAGI-585105, KARNATAKA

...PETITIONERS

(BY SRI RAVI BHEEMSINGH CHAWAN, ADVOCATE)

Digitally
signed by
VARSHA N
RASALKAR
Location:
High Court
Of Karnataka

AND:

GILADA FINANCE AND INVESTMENTS LTD.,
H.NO.2-40 FEET ROAD,

OPP. KALPANA CHAWLA ROAD,
4" CROSS, 5TH MAIN, BHOOPSANDRA,
SANJAY NAGAR, BANGALORE-560 094

...RESPONDENT

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227
OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE
EXPARTE ARBITRATION AWARD IN ARBITRATION CASE NO.53/2018
DATED 16.04.2019 AT ANNEXURE-A BY THE SOLE ARBITRATOR.

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WP No. 201378 of 2023

THIS PETITION COMING ON FOR ORDERS, THIS DAY, THE
COURT MADE THE FOLLOWING:

ORDER

In this Writ Petition, the petitioners are challenging the exparte arbitration award dated 16.04.2019 passed in Arbitration Claim No.53/2018.

Heard the learned counsel for the petitioners. In view of the provisions contemplated under Section 34 of the Arbitration and Conciliation Act, 1996, the impugned award is an appealable order. Therefore, the Writ Petition is not maintainable.

Accordingly, the Writ Petition is disposed of. However, liberty is reserved to the petitioners to approach the competent Court for redressal of his grievance.

It is open for the petitioners to urge all the grounds which are urged in this Writ Petition before the competent Court.

Sd/-

JUDGE NB