

ITEM NO.17

COURT NO.5

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) Nos.10830-10831/2023

(Arising out of impugned final judgment and order dated 17-04-2023 in EXP No. 152/2016 17-04-2023 in OMP No. 33/2016 passed by the High Court Of Delhi At New Delhi)

ALL INDIA AIRCRAFT ENGINEERS ASSOCIATION

Petitioner(s)

VERSUS

AIR INDIA LIMITED & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.104647/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 24-05-2023 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE PANKAJ MITHAL
[VACATION BENCH]

For Petitioner(s) Mr. Sameer Kumar, AOR
Mr. Brijender Chahar, Sr. Adv.
Mr. Sameer Kumar, Adv.
Mr. Shah Rukh Ahmad, Adv.
Mr. Sahil Chowdhury, Adv.
Mr. Mandeep Baisala, Adv.

For Respondent(s)

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

In this case, an Arbitral award was made on 25.05.2016. The award could have been executed as a decree of the Court under the Arbitration and Conciliation Act, 1996. We are informed that the Execution Petition has been filed and at the same time objections

under Section 34 have also been filed. Sub Section (2) of Section 36 provides that where an application to set aside an Arbitral award has been filed in the Court under Section 34, the filing of such application shall not by itself render that award un-enforceable. As of today there is no interim order staying the execution of the award. It is unfortunate that the Execution Petition as well as the petition under Section 34 have been adjourned from 2016 till date.

In view of the above, we request the Hon'ble the Chief Justice of the High Court to assign this case to a Bench for disposal as expeditiously as possible.

In view of the abovesaid observations, the special leave petitions stand disposed of.

Pending application(s) stands disposed of.

(RASHMI DHYANI PANT)
COURT MASTER

(MATHEW ABRAHAM)
COURT MASTER (NSH)