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**IN THE HIGH COURT OF MADHYA PRADESH
AT GWALIOR**

**BEFORE
HON'BLE SHRI JUSTICE MILIND RAMESH PHADKE**

ON THE 15th OF FEBRUARY, 2023

ARBITRATION CASE No. 80 of 2022

BETWEEN:-

**M/S ATUL CONSTRUCTION CO. 200 C P COLONY
MORAR GWALIOR 474006 THROUGH SHRI ATUL
AGRAWAL S/O SHRI B M AGRAWAL, AGED ABOUT 58
YEARS, R/O 200, C P COLONY, MORAR, GWALIOR
(MADHYA PRADESH)**

.....PETITIONER

(BY SHRI M.L. SWARNAKAR - ADVOCATE)

AND

- 1. UNION OF INDIA THROUGH THE ENGINEER IN
CHIEF, INTEGRATED HQ OF MOD (ARMY)
KASHMIR HOUSE, RAJAJI MARG, NEW DELHI
(DELHI)**
- 2. THE CHIEF ENGINEER, BHOPAL ZONE SULTANIA
INFANTRY LINES, BHOPAL (MADHYA PRADESH)**
- 3. THE COMMANDER WORKS ENGINEER JHANSI
(UTTAR PRADESH)**
- 4. THE GARRISON ENGINEER PO MORAR,
GWALIOR (MADHYA PRADESH)**

.....RESPONDENTS

**(BY SHRI PRAVEEN NEWASKAR - DEPUTY SOLICITOR GENERAL OF
INDIA FOR RESPONDENT NO. 1)**

.....
*This petition coming on for admission this day, the court passed the
following:*

ORDER

Heard on I.A. No. 5335/2022 which is an application filed by
respondents for dismissal of Writ Petition as it has become infructuous for the

reason that the appointment of the arbitrator which has been sought by the applicant has already been appointed. Therefore, nothing remains to be further adjudicated.

In the light of the categorical statement made by the counsel for the respondents nothing survives in this petition.

Accordingly the petition stands **dismissed as infructuous.**

(MILIND RAMESH PHADKE)
JUDGE

Chandni

