

CWP-28536-2024

Date of Decision :14.07.2025

M/s Bharat Sanchar Nigam Limited and another

...Petitioners

Versus

M/s Paramhans Securities

....Respondent

**CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

Present: Mr. Sanjeev Kaushik, Advocate for the petitioners.

**TRIBHUVAN DAHIYA, J. (ORAL)**

The petition has been filed for setting aside the order dated 27.08.2024 passed by a coordinate Bench in ARB-157-2024 titled *M/s Paramhans Securities v. M/s Bharat Sanchar Nigam Ltd. and another*.

2. Learned counsel has contended that the respondent had initially approached the Civil Court by filing a suit for recovery based on the agreement in question. The suit was dismissed in default, as also his application for restoration vide order dated 05.07.2023. Therefore, his petition under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short 'the 1996 Act') could not have been allowed vide the impugned order.

3. Be that as it may, as per the settled proposition of law, orders passed by the Chief Justice or the designate judge of a High Court under Section 11 of the 1996 Act, can only be challenged before the Supreme Court.

4. In view thereof, the petition is not maintainable and stands dismissed with liberty to the petitioners to avail appropriate remedy in accordance with law, if so advised.

**July 14, 2025***ps***(TRIBHUVAN DAHIYA)  
JUDGE**

*Whether speaking/ reasoned:* Yes/No  
*Whether reportable* : Yes/No