

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT

T.A. No. 01 of 2022

Naseer Chohan

Versus

IDK Ventures, etc.

S. No. of order/ proceedings	Date of order / Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	08.03.2022	Mr. Muhammad Waqas Malik, Advocate for petitioner. Mr. Hammad Arif Khan, Advocate for respondent.

Through the instant transfer application under Section 24 of CPC, the petitioner seeks transfer and consolidation of two petitions filed under Arbitration Act, 1940, pending before two different Session Divisions (East and West), to be heard and decided by one Court.

2. The facts arising out of the petition are that the petitioner filed application under Section 8 & 20 of the Arbitration Act, 1940 which was entrusted to the learned Civil Judge, East Islamabad for appointment of Arbitrator in the matter.

3. Later on the respondent filed application under Section 14 of the Arbitration Act, 1940, before the Senior Civil judge (West), Islamabad, which was transferred to the learned Civil Judge West, Islamabad.

4. Learned counsel for the petitioner contended that the parties and subject matter of both the applications are same, the proceedings are also arising out of the same contractual obligations.

5. Notices were issued vide order dated 31.01.2022 to the respondents. Today the learned counsel for the respondents appeared before the Court and contended that he has no objection for consolidation and transfer of the cases to the learned Civil Judge, East Islamabad.

6. Keeping in view, the consent rendered by the counsel for the parties, the application under the Arbitration, Act 1940 pending before Civil Judge, West Islamabad is hereby withdrawn from the said Court and entrusted to Civil Judge, East Islamabad for its decision in accordance with law.

7. In view of above, the instant Transfer application is **disposed of**.

(ARBAB MUHAMAMD TAHIR)
JUDGE

//Kamran//