

WEB UPDATE : MYSORE PROJECT (04 Oct 22)

1. Refer Web update on Mysore project uploaded on 28.09.2022.
2. Post termination of Contract with M/s GJS Infratech Pvt Ltd. on 22.08.2022, a Board of Officers was constituted on 23.08.2022 consisting Reps of AFNHB, Contractor and the Architect to carry out joint measurements of the project wef 29.08.2022 to assess the work done / balance work and its value as well recording of inventory of materials, tools, plants & Machineries and construction aids kept at site.
3. However, on 06.09.2022, Mr Gopi Jangum, MD of M/s JGS Infra visited the site and alleged unilateral recording of joint measurement by the BOO and they have informed that they have approached the Hon'ble Arbitral Tribunal for appointment of a Local Commissioner for recording of joint measurement.
4. The application filed by M/s GJS Infra was heard on 06.09.2022 and the Hon'ble Tribunal directed AFNHB to file reply to said application along with records of joint measurement done. M/s GJS Infra to file response to the reply and measurements sheets within a week thereafter. The records of joint measurements were submitted to the Hon'ble Tribunal by AFNHB on 14.09.2022. The case was heard on 27.09.2022 which was attended by both the parties.
5. Meanwhile, M/s GJS Infra filed two more applications (under Sec 17 of Arbitration Act) on 23.09.2022, and 27.09.2022 praying to secure the BG amount of Rs. 4.44 Cr encashed by AFNHB in a separate account and grant of 'Stay' against termination. All these 03 applications filed by M/S GJS Infra were heard 03.10.2022. During the hearing, M/S GJS Infra was represented by two counsels. **Case was strongly contested by AFNHB and exhaustive arguments took place and the order has been reserved by the Hon'ble Arbitrator. The order is expected during mid October.**
6. Further, during the hearing, one of his counsels of M/S GJS Infra referred about one Public Interest Litigation filed by some local villagers (Rajanna & others WP 18889/2022 High Court Bangalore) against Deputy Commissioner Mysore and AFNHB praying 'to stay any further construction over survey No. 14.' The copy of PIL has been received today at the office of AFNHB and the matter is being studied for taking best course of action, in this regard. Further information would be shared through web update.