

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

COCP No.2143 of 2014 (O&M)

Date of Decision: 10.02.2015

Khushal Chand Vohra

....Petitioner

Versus

K.S. Pannu and another

....Respondents

CORAM:HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Gaurav Chopra, Advocate
for the petitioner.

Mr. Anupam Singla, Advocate
for respondents no.1 & 2.

TEJINDER SINGH DHINDSA, J. (ORAL)

CM No.1926-CII of 2015

Application is allowed as prayed for.

Affidavit dated 22.01.2015 of the Managing Director, Punjab
Agro Industries Corporation Limited is taken on record. A complete copy
has been furnished to the counsel for the petitioner.

CM disposed of.

COCP No.2143 of 2014

The instant contempt petition was filed asserting deliberate
and wilful disobedience of an order dated 03.03.2011 passed by this Court in
civil revision No.3697 of 2006.

During the course of hearing of the instant contempt petition,
Mr. Anupam Singla learned counsel appearing for the respondent-
contemnors has made a statement that the award passed by the Managing

Director in pursuance to arbitral proceedings having been resorted to have since been withdrawn.

The affidavit dated 22.01.2015 of the Managing Director which has been taken on record today, it has been specifically deposed in para 7 that the award (Annexure P-3) appended along with the contempt petition has been withdrawn vide order dated 08.12.2014 and a decision has been taken to proceed in the matter in the light of liberty granted by this Court in the order dated 03.03.2011 passed in CR No.3697 of 2006.

In the light of such stand taken nothing would survive in the instant contempt petition and the same is disposed of as having been rendered infructuous.

It is however, observed that in para 7 of the affidavit dated 22.01.2015 of the Managing Director it has been deposed that while withdrawing the award at Annexure P-3, a decision has been taken that the deponent i.e. the Managing Director of the Corporation can proceed in the matter in his capacity as Managing Director alone and not as Managing Director cum Arbitrator. This court while disposing of the contempt petition has not entered into the validity and correctness of such decision.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

10.02.2015
Pooja Saini