

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

CWP No. 23233 of 2014(O&M)

Date of decision : 31.03.2015

LS Cable India Pvt.Ltd.

..... Petitioner

versus

Haryana Micro and Small Enterprises

Facilitation Council and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.Amit Prashar, Advocate for the petitioner.

Mr.Ashok Singh Chaudhary, Addl.AG, Haryana.

Mr.Sudhanshu Makkar, Advocate for respondent No.3.

- 1. Whether Reporters of local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

AJAY TEWARI, J. (Oral)

After arguing for some time there is an agreement between the parties. The primary grievance of learned counsel for the petitioner was that under the Micro, Small and Medium Enterprises Development Act, 2006 there was no provision for entertainment of counter claims by the buyer. Learned counsel for respondent No.3 states that he would have no objection if the arbitrator appointed by respondent No.1 considers the counter claim of the petitioner-company in view of the provisions of the Arbitration and Conciliation Act, 1996. Learned

counsel for the petitioner states that he is satisfied with this.

In the circumstances this petition is disposed of with a direction that the arbitrator appointed shall consider the counter claim of the petitioner in view of the statement made by learned counsel for respondent No.3 and decide the matter in accordance with the Arbitration and Conciliation Act, 1996.

Since the main case has been decided, the Civil Misc. Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

March 31, 2015
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