

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

FAO No. 5036 of 2012
Date of decision : September 21, 2015

M/s Aman Rice Mills

..... Appellant

Versus

**The Punjab State Co-op. Supply & Marketing Federation Ltd. and
another**

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Bhupinder Banga, Advocate
for the appellant.

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?

Amit Rawal, J (oral).

The challenge in the present appeal is to the impugned order dated 24.5.2012 whereby the objections filed against the award dated 7.4.2004 have been dismissed.

Mr. Bhupinder Banga, learned counsel appearing on behalf of the appellant submits that though the arbitrator had awarded an amount of interest at the rate of 18% per annum but the lower appellate court had reduced the same to 12% per annum. The effective date was from the year 1997 and not from 1995.

He further submits that the dispute could not be referred to the arbitrator as the case squarely fall within the provisions of excepted matters and the arbitrator had also misconducted in doing so.

I have heard learned counsel for the appellant and appraised the paper book.

All the aforementioned objections were dealt with by the Objecting Court in detail and it has been found that the case do not fall within the excepted matter. The interest @ 18% per annum had been reduced to 12% per annum which has been made effective w.e.f.1.7.1995 till the date of realization is perfect and justified.

I do not find any illegality and perversity in the impugned order.

Accordingly, the appeal is dismissed.

(AMIT RAWAL)
JUDGE

September 21, 2015
archana