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

Date of decision : 17.02.2016

1.

FAO-3536-2004

Union of India

...Appellant

Versus

Hazur Singh Bhutani and others

...Respondents

2.

FAO-326-2005

Hazur Singh Bhutani

...Appellant

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Yatin Gupta, Advocate for
Mr. Lakhinder Bir Singh, Advocate
for the appellant (in FAO-3536-2004) and
for the respondents (in FAO-326-2005).

Mr. G.S. Bhatia, Advocate
for the respondents (in FAO-3536-2004) and
for the appellant in (FAO-326-2005).

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)

This order of mine shall dispose of two appeals bearing

FAO No.3536 of 2004 and FAO No.326 of 2005 filed against the

order dated 27.05.2004 passed by Civil Judge (Senior Division), Patiala vide which the objections filed under Section 30 of the Arbitration and Conciliation Act, 1940 (hereinafter called 'the 1940 Act') seeking setting aside the Award of the Arbitrator, have been accepted.

Since the appeal filed against the order dated 27.05.2004 of Civil Judge (Senior Division), Patiala who had accepted the objections by setting aside the Award of the Arbitration, the aforementioned order is appealable. In view of the pecuniar jurisdiction, the appeal has been filed. Since, now the pecuniar jurisdiction of the Lower Appellate Court is unlimited, I am of the view that the matter should be remitted back to the Lower Appellate Court to decide the appeal.

Accordingly, the parties are directed to appear before the learned District Judge, Patiala on 07.03.2016 and the District Judge, Patiala shall be at liberty to decide the appeal on his own or assign the same to other Superior Judicial Officers and it is expected that the appeal shall be decided within the period of three months from the receipt of the certified copy of this order.

With the aforesaid observations, the appeals are disposed of.

17.02.2016
yogesh

**(AMIT RAWAL)
JUDGE**