

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.M No.6976 CII of 2016 and
C.M No.7818 CII of 2016 and
RA No. CR-98-CII of 2016 in
CR No.4 of 2014
Date of decision : April 12, 2016

M/S AGS Retail Pvt Ltd and another,
..... Applicants/Petitioners

v.

Usha Gupta and another
..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Sourabh Goel, Advocate
for the applicants/petitioners.

- 1. Whether Reporters of Local Newspapers 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)

C.M No.6976 CII of 2016

This is an application for condonation of delay of 780 days in filing the Review Application. For the reasons recorded, this application is allowed and delay is condoned.

C.M No.7818 CII of 2016

For the reasons recorded, this application is allowed and the hearing of the Review Application is pre-poned to today.

RA No.CR-98-CII of 2016

This is review application of the order of this Court dated 9.1.2014. It is averred that in paragraph 16 of the order under review, it has

been wrongly mentioned that in support of the application filed by the applicants under Section 8 of the Arbitration and Conciliation Act, 1999, original arbitration agreement was not placed on record and, therefore, the application could not be considered. However, the stand of counsel for the applicants is that the original arbitration agreement is already on the record and had been placed by the respondent-plaintiff.

In my opinion, even if this fact is correct, there is no ground to review the order dated 9.1.2014 by which the revision petition challenging the order of dismissal of the application under Sections 5, 7 and 8 of the Arbitration and Conciliation Act, 1999 was dismissed. Consequently, this review application is dismissed.

April 12, 2016
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(AJAY TEWARI)
JUDGE