

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

TA-519-2014

Date of decision:14.3.2016

Union of India through Garrison Enginner

...Petitioner

Versus

M/s D C Khanna & Sons and another

...Respondents

TA-648-2015

M/s D. C. Khanna & Sons

...Petitioner

Versus

Union of India through Garrison Engineer and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Ms.Deepali Puri, Advocate and
Mr.Pawan Kumar Longia Advocate for UOI.
Mr.Amit Gupta, Advocate for M/s D.C. Khanna.

RAMESHWAR SINGH MALIK, J. (Oral)

This order shall dispose of two petitions bearing TA Nos.519 of 2014 and 648 of 2015.

Learned counsel for the petitioner-Union of India has fairly stated that both the petitions filed by the parties one at Chandigarh and another at Pathankot may be ordered to be heard and decided at one place.

The above-said statement made by learned counsel for Union of India has not been opposed by the learned counsel for the respondents as well. However, he further submits that since the complete record of the case is available at Pathankot, it would be in the interest of justice that petition moved by Union of India may be transferred to Pathankot and both the cases may be directed to be decided together.

In view of the above-said common stand taken by the learned counsel for the parties, it would be in the fitness of things that petition filed by Union of India at Chandigarh is ordered to be transferred to Pathankot and both the cases are ordered to be heard together.

Accordingly, the petition under Section 34 of the Arbitration and Conciliation Act, 1996, filed by Union of India at Chandigarh, is directed to be transferred to Pathankot. It is further ordered that both the cases would be heard and decided together by the same court. Learned District Judge, Chandigarh, is directed to send complete record of petition filed by the Union of India to learned District Judge, Pathankot at an early date but in any case preferably within a period of one month from the date of receipt of a certified copy of this order. Learned District Judge, Pathankot, is also directed to assign the case to the learned court of competent jurisdiction, who is already hearing other case filed by M/s D.C. Khanna & Sons so that both the cases are heard and decided together by the same court.

With the above-said observations made and directions issued, both these petitions stand disposed of.

14.3.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE