

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Civil Revision No.5473 of 2017

Date of Decision: 18.08.2017

M/s Vijay Singh and Company

...Petitioner

VERSUS

Gammon India Limited and Ors.

...Respondents

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr.N.S.,Ghangas, Advocate, for the petitioner.

RITU BAHRI, J. (Oral)

The petitioner has come up in revision for modification of the impugned order dated 21.07.2017 (Annexure P-11) passed by learned Civil Judge (Jr.Divn.) Panipat, to the extent of directing the respondent No.1 to furnish inadequate security for a sum of Rs.30 Lacs for removing its articles or equipment lying at project site.

Vide order dated 21.07.2017, defendant No.1-Gammon India Ltd. has been directed to furnish security for a sum of Rs.30 Lac in the form of FDR which amount in the opinion of the Court might be sufficient the decree.

Learned counsel for the petitioner argues that as of today due from respondent No.1 is about 95 Lacs. A perusal of the order shows that after extension of contract till 31.01.2016, the payment of Rs.4,66,000/- was made to the plaintiff in May, 2015 and the plaintiff-company settled the accounts in October, 2015 and amount of Rs.35 Lacs was found due from defendant No.1-Gammon India Ltd.

October, 2015, the trial Court has rightly allowed the application and ordered the defendant No.1 to pay Rs.30 Lac in the form of FDR which amount in the opinion of the Court might be sufficient to satisfy the decree, if passed in favour of the plaintiff.

So in the light of the discussion, the order of the trial Court does not reflect any material irregularity or perversity which warranting interference. Hence the present revision stands dismissed.

18.08.2017
anil

(RITU BAHRI)
JUDGE