

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

**FAO No.156 of 2017 (O&M)
Date of Decision : 25.04.2017**

Punjab State Power Corporation Ltd.

.....Appellant

Versus

M/s Power Tech. Transformers and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Ms. Promila Nain, Advocate for the appellant.

Mr. Varun Garg, Advocate for respondent No.1.

ARUN PALLI, J. (Oral)

Vide arbitral award dated 28.02.2015, the Arbitral Tribunal had partly accepted the claim of the respondents. Being aggrieved by the said award, the appellant i.e. Punjab State Power Corporation Ltd., filed objections under Section 34 of the Arbitration and Conciliation Act, 1996 (for short 'the Act'). And, since vide impugned judgment dated 01.12.2015, learned Additional District Judge, Patiala had dismissed the said objections, the Corporation is in appeal before this Court.

Ex facie, learned Additional District Judge, only dilated upon the scope and extent of interference under Section 34 of the Act, with the award rendered by the Arbitrator and, as a result, the objections preferred by the Corporation were not examined, least analysed or adjudicated upon.

Having argued the matter at some length, learned counsel for the parties have reached a consensus that let the impugned judgment dated 01.12.2015, be set aside and the matter be remitted for re-decision.