

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

FAO-6162-2019 (O&M)

Date of decision: 27.09.2019

M/s Piccadilly Sugars & Allied Industries Ltd.

...Appellant

Versus

Punjab State Industrial Development Corporation Ltd. (PSIDC) & Anr.

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Sanjeev Sharma, Sr. Advocate, with
Mr. Sandeep Singh, Advocate,
for the appellant.

JAISHREE THAKUR, J. (ORAL)

This is an appeal that has been filed seeking to challenge the order dated 23.09.2019 passed by the Addl. District Judge, Patiala on the ground that in an application filed under Section 9 of the Arbitration & Conciliation Act (hereinafter referred to as 'the Act') seeking ad interim relief, and interim protection as sought for, has not been allowed .

At this stage, Mr. Sahil Sharma, Advocate has put in appearance by filing memo of appearance on behalf of the Punjab State Industrial Development Corporation Ltd. (PSIDC) and raises an objection that there is no mention in the application filed under Section 9 of the Act for grant of ex parte ad interim protection measure, while arguing that no adverse orders have been passed for the appellant herein to invoke the jurisdiction of this Court.

I have heard both the counsel for the parties and on the question that is posed to the counsel appearing for PSIDC, this Court is informed that an auction date has not been fixed as yet. In such an eventuality, this appeal is being disposed of by giving a direction to the Addl. District Judge, Patiala seized of an application filed by the appellant herein under Section 9 of the Act, (seeking an ad interim measure and protection of its property) to decide the same expeditiously, preferably within a period of two weeks on receipt of certified copy of this order.

In the meantime, till the ad interim application under Section 9 of the Act is decided, the PSIDC/Collector to stay its hands regarding issuance of any auction notice.

27.09.2019*Satyawan***(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes.
No.