

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Arbitration Case No. 139 of 2019 (O&M)
Date of Decision: November 12, 2020

Jagdeep Singh

.....Applicant

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. R.K. Girdhar, Advocate and
Mr. Chirag Girdhar, Advocate
for the applicant

Ms. Anju Sharma Kaushik, DAG Punjab

Sudhir Mittal, J. (Oral)

CM No. 9145-CII of 2020

Since the main case is listed today, the present application has been rendered infructuous and is disposed of as such.

CM No. 20765-CII of 2019

This application has been filed for placing on record reply on behalf of respondents No. 1 to 4.

Application is allowed and reply on behalf of respondents No. 1 to 4 is taken on record.

Arbitration Case No. 139 of 2019

This petition has been filed for appointment of an Arbitrator as allegedly there is a dispute regarding payment of amount to be given to the applicant.

The applicant was awarded a contract for reconstruction/rehabilitation of Karampatti Minor from RD 0 to 29040 of Abohar Branch. According to the

applicant, a sum of Rs. 81,38,611/- is due to be paid alongwith interest @ 18% p.a.

Although a number of representations were made, the payment was not released nor was an Arbitrator appointed in terms of the contract.

According to learned counsel for the respondents no amount is due and full and final payment has already been released.

Thus, it is evident that there is a dispute between the parties regarding payments to be made to the petitioner.

Accordingly, in terms of Clause 25 of the agreement between the parties, Executive Engineer (respondent No. 4) is directed to appoint an appropriate Arbitrator, within four weeks from the date of receipt of certified copy of this order, who shall decide the dispute through arbitration proceedings

The petition stands disposed of.

November 12, 2020

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**[SUDHIR MITTAL]
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No