

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

CWP No. 3518 of 2021
Date of decision: 10.09.2021

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Davinder Singh and another

....Petitioner(s)

Versus

The Regional Office, Kotak Mahindra Prime Ltd. and another

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: None for the petitioner.

Mr. ADS Sukhija, Advocate, for respondent no. 1.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

Challenge in the present writ petition is to the order dated
02.06.2020 (Annexure P-2) whereby, the Arbitrator has adjudicated on the
issue inter se the parties.

Counsel for the petitioner has not put in appearance in spite of
the case having been called twice. Even on the last date of hearing, he was
not present, which was by way of physical hearing.

In such circumstances, the present writ petition is liable to be
dismissed for want of prosecution. Even otherwise, this Court is of the
opinion that the petitioner has an alternative and efficacious remedy as such
to challenge the award under Section 34 of the Arbitration and Conciliation
Act, 1996 and, therefore, question of entertaining the writ petition does not
arise.

Dismissed.

10.09.2021

shivani

Whether reasoned/speaking

Whether reportable

(G.S. SANDHAWALIA)
JUDGE

Yes/No

Yes/No