

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 21128 of 2020 (O&M)

Date of decision : January 27, 2021

SPS Infrabuild Private Limited

....Petitioner

versus

Union of India and others

....Respondents

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. Gaurav Mohunta, Advocate, for the petitioner

Fateh Deep Singh, J. (Oral)

The matter has been taken up through Video-conferencing on account of outbreak of pandemic COVID-19.

This petition has been filed for quashing of order dated 02.09.2020 (Annexure P1) whereby the petitioner's request for amendment/modification of the amount claimed in the matter of Arbitration/Agreement No. 03/EE/JCD/2014-15, has been rejected by respondent No. 5 – Executive Engineer, Jalandhar Central Division, CPWD. The dispute admittedly stands referred to an Arbitrator on 03.07.2020. The similar matter bearing CWP-21163-2020 has already been disposed of by this Court vide order dated 9.12.2020.

In this view of the matter, learned counsel for the petitioner seeks to withdraw this petition with liberty to approach the Arbitrator for amendment/modification of the amount claimed in terms of Section 23 of the Arbitration and Conciliation Act, 1996.

Accordingly, present petition is dismissed as withdrawn with liberty as aforementioned. It is clarified that there is no expression of opinion on the merits of the matter.

January 27, 2021
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(Fateh Deep Singh)
Judge

Whether speaking/reasoned ?
Whether Reportable ?

Yes/No
Yes/No