

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

CWP-3759-2022

Date of decision : 12.10.2022

M/s Shiv Shankar Bansal & Company

.....Petitioner

Versus

Arbitrator-cum-Municipal Commissioner, Municipal Corporation,
Ambala and another

....Respondents

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Ms. Sonia Madan, Advocate,
for the petitioner.

Mr. Deepak Balyan, Addl. Advocate General, Haryana.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral)

After arguing at length, when confronted with the order dated 14.12.2020 (Annexure P-10) passed by this Court in the previous petition (CWP-21493-2020) filed by the petitioner, which was withdrawn, as well as the legal notice dated 24.03.2021 (Annexure P-20) served by the petitioner, learned counsel for the petitioner submits that the only prayer being made is to grant one last opportunity to the petitioner firm to file its claim before the Arbitrator within a week which may be directed to be considered and decided in accordance with law. She submits that as far as the other issues, including the rejection of application of the petitioner etc., are concerned, the same are not pressed, in view of the fact that the petitioner itself had withdrawn its earlier petition (CWP-21493-2020), for submitting its claim for arbitration before the Municipal Commissioner, Municipal Corporation, Ambala, in

terms of clause 6 of the agreement/work order dated 03.11.2015 (Annexure P-6).

In view of the aforesaid statement made by learned counsel for the petitioner and with a view to do complete justice, the petition is disposed of with a direction to the Municipal Commissioner, Municipal Corporation, Ambala, to permit the petitioner, as a last chance, to file its claim before him in terms of clause 6 of the agreement/work order (*ibid*) within a week from today and thereafter decide it in accordance with law.

Learned Additional Advocate General, Haryana, who has been directed to appear on behalf of the respondents, submits that in case the petitioner files its claim, as aforesaid, within a period of one week from today, the Municipal Commissioner, Municipal Corporation, Ambala, would consider and decide the same in accordance with clause 6 of the agreement/work order (*ibid*).

In view of the aforesaid statements of learned counsel for the parties, the petition stands disposed of.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

October 12, 2022
ndj

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No