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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.1844 of 2021 (O&M)
Date of Decision: 24.11.2022

UNION OF INDIA

.....Petitioner

Vs

M/S SAR AGENCIES

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Pankaj Gupta, Senior Panel Counsel
for the petitioner/Union of India.

Mr. Sunil Chadha, Senior Advocate with
Mr. Kiranpreet Singh, Advocate
for the respondent.

RAJ MOHAN SINGH, J. (Oral)

The petitioner has preferred this revision petition under Article 227 of the Constitution of India for setting aside the order dated 05.10.2019 passed by the executing Court.

Evidently, an award was passed by the Arbitrator on 15.01.2002. The objections were preferred by the petitioner-Union of India under Section 34 of the Arbitration and Conciliation Act, 1996 and the same were rejected on 05.05.2003.

FAO No.4047 of 2003 was preferred against the order of rejection of the objections. During course of arguments before the High Court on 26.10.2016, learned counsel appearing on

behalf of the appellant i.e. the petitioner confined his prayer to the awarding of claim No.3 which according to him was not in consonance with the provisions of the clause 11 of the contract agreement. The High Court ultimately vide order dated 26.10.2016 set aside the award regarding claim No.3 along with interest thereon and the objections to that extent were not accepted. The remaining findings of the award as well as the order passed by the objecting Court were upheld.

In the present revision petition, the petitioner has raked up the issue which is covered under claims No.2 and 5. I am of the view that the findings on these claims have already been affirmed by the objecting Court and re-affirmed by this Court in FAO No.4047 of 2003. The order dated 26.10.2016 passed in the said FAO No.4047 of 2003 has already attained finality.

In view of above facts and circumstances of the case, no interference is warranted in this revision petition. The same is accordingly dismissed.

November 24, 2022
Atik

(RAJ MOHAN SINGH)
JUDGE

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