

215

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

**CM-777-CII-2022 in
ARB No.337 of 2019 (O&M)
Date of Decision: 07.02.2022**

B. S. RANBIR AND COMPANY

..... Petitioner(s)

Versus

THE ENGINEER IN CHIEF DTE OF CONTRACT MANAGEMENT AND ORS.
..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Pradeep Virk, Advocate
for the applicant-petitioner.

Mr. Arun Gosain, Advocate
for the respondents.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

This application has been filed seeking withdrawal of this petition under Section 11(5) of the Arbitration and Conciliation Act.

Learned counsel for the applicant-petitioner submits that the matter is being settled with the respondents and it has been assured that Arbitrator shall be appointed subject to withdrawal of this petition. Application is accompanied with an affidavit of Kaustabh Goel son of Ranbir Singh Goel, a partner stated to be authorized to file the same. Petitioner, it is submitted seeks to withdraw this petition at this stage.

Learned counsel for the respondents, on instructions from Lt. Col. Jinish Gopinath, Garrison Engineer, MES, Yol Cantt., submits that the matter regarding appointment of Arbitrator is under consideration of the authorities.

At request and with consent of learned counsel for the parties, hearing of the main petition is preponed from 31.03.2022 for today itself.

Keeping in view the facts and circumstances as above, application is allowed and petition is dismissed as withdrawn. Needless to say, decision regarding appointment of Arbitrator be taken expeditiously by the competent authority and definitely within four weeks from receipt of certified copy of this order.

February 07, 2022
Sunil

(LISA GILL)
JUDGE

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