

2023:PHHC:113126

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CWP-2855-2023 (O&M)
Date of Decision:-29.8.2023

Punjab Urban Development AurhotiryPetitioner

Versus

M/s Avtar Singh Constructions Company Private Limited and another
... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Ms. Aashna Gill, Advocate for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

CM-7160-CWP-2023

In view of the reasons mentioned in the application, the same is allowed and Arbitral Award dated 5.4.2023 passed by sole arbitrator annexed with the application is taken on record as Annexure P-12 subject to all just exceptions.

CWP-2855-2023 (Main Case)

1. The instant petition was filed by the petitioner assailing office order dated 21.4.2021/27.4.2021 (Annexure P-1) passed by Chief Administrator, PUDA vide which Shri Yogesh Gupta, Chief Engineer (Retd.) had been appointed as sole arbitrator. The petitioner also assails the entire proceedings conducted by

the sole arbitrator mainly on grounds of ineligibility particularly being a case of unilateral appointment.

2. Today, learned counsel representing the petitioner has placed on record a copy of arbitral award dated 5.4.2023 passed by Arbitrator during the pendency of the instant petition.
3. In view of the aforesaid development, this Court is of the opinion that the petitioner can raise all the grounds as have been raised herein by way of filing a petition under Section 34 of Arbitration and Conciliation Act, 1996 before the Court concerned.
4. The instant petition stands disposed off accordingly.

29.8.2023
pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No