

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

FAO No. 4221 of 2013 (O&M)

Date of decision: 11th May, 2023

Balbir Singh Jammu

Appellant

Versus

Punjab State Cooperative Supply and Marketing Federation Ltd.

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Vinod Khunger, Advocate for the appellant.
Mr. A. K, Garg, Advocate for
Mr. Kushagra Mahajan, Advocate for the respondent.

AVNEESH JHINGAN, J (Oral):

1. This appeal under Section 37 of the Arbitration and Conciliation Act, 1996 (for short, 'the Corporation') is filed aggrieved of dismissal of objections under Section 34 of the Act as time barred.
2. The brief facts are that the appellant was the employee of the respondent. The terms and conditions provided for dispute resolution through arbitration. The arbitration proceedings initiated at the instance of the respondent culminated in ex-parte award dated 13.6.2008. The respondent was held entitled to recover Rs.25,09,662/-. The objections filed by the appellant on 2.6.2009 were dismissed as time barred on 9.5.2013, hence the present appeal.
3. Learned counsel for the appellant submits that no signed copy of the award was supplied to the appellant. He further submits that the appellant gained knowledge of the ex-parte award on service of notice in execution proceedings.
4. Learned counsel for the respondent defends the impugned order and submits that award was sent by the arbitrator to the appellant.

Section 31(5) of the Act is reproduced below:

“31. Form and contents of arbitral award.-

