

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

FAO-8267-2017
Date of Decision: 28th February, 2023

M/s. A.S. Grewal Rice Mills ... Appellant

Versus

Punjab State Cooperative Supply & Marketing Federation Limited and
another ... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sandeep K. Sharma, Advocate for the appellant.
Ms. Deepali Puri, Advocate for respondent No.1.
Mr. Vishal, Advocate for
Mr. Mehardeep Singh, Advocate for respondent No.2.

AVNEESH JHINGAN , J.(Oral)

The present appeal is filed aggrieved of order dated 31.8.2017 whereby the objections under Section 34 of the Arbitration and Conciliation Act, 1996 (for short 'the Act') were dismissed for want of territorial jurisdiction by Additional Distict Judge, Ludhiana. It was concluded that jurisdiction lie with Chandigarh Court.

Learned counsel for the appellant on instructions restricts his prayer that instead of dismissing the petition the same should have been returned.

The contention raised by learned counsel for the petitioner deserves acceptance. The order dated 31.8.2017 is modified to the extent that application under Section 34 of the Act is returned to the appellant for approaching the competent Court having jurisdiction that is at Chandigarh as held in the order.

Petition is disposed of.

Since the main case has been decided, the pending application(s), if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

28th February, 2023

anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No