

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

128

CR-2591-2024 (O&M)

Date of Decision: 30.04.2024

M/S HINDUSTAN CONSTRUCTION COMPANY

.... Petitioner

V/S

UNION OF INDIA

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vaibhav Goel, Advocate
Mr. Navnoor Singh Gill, Advocate for the petitioner.

Mr. Brijeshwar Singh Kanwar, Senior Panel
Counsel for UOI.

SUVIR SEHGAL, J. (ORAL)

1. Instant petition has been filed under Article 227 of the Constitution of India for issuance of an appropriate direction to learned Additional District Judge, Pathankot to decide the modification application Annexure P-5, filed by the petitioner.
2. Counsel for the petitioner submits that the petitioner had filed a petition for execution of award dated 13.09.2019 and by order dated 25.01.2024, Annexure P-3, the Court directed that the amount of Rs.93,48,695/- be released in favour of the decree holder on furnishing indemnity bonds along with one surety of the like amount. Counsel submits that the petitioner suffered a statement and the execution petition was withdrawn as has been partly satisfied. It is submitted that the conditions

imposed by the Court was onerous and an application Annexure P-5 has been filed for the modification of the order. He has referred to the interim orders passed by the Executing Court to submit that the application is not being taken up.

3. I have heard counsel for the petitioner and considered his submissions.
4. Perusal of the orders passed by the Executing Court, Annexure P-6, shows that on one of the dates, the application was adjourned on the request of the petitioner and it is now fixed for arguments on 23.05.2024.
5. This court does not see any reason as to why the application will not be considered on the date fixed. Executing Court shall make an endeavour and decide the application, Annexure P-5, as expeditiously as possible.
6. Disposed of.

30.04.2024
pooja saini

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No