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Date of decision:10.05.2024

...PETITIONERS

...RESPONDENTS

Present: Mr. Ranjit Saini, Advocate and
Mr. Nitin Mehta, Advocate for the petitioners.

1. Instant revision petition has been filed under Article 227 of the Constitution of India, for issuance of appropriate direction to the learned Additional District Judge, Patiala, to decide the application filed by the contesting respondents under Section 36 (2) of the Arbitration and Conciliation Act, 1996, (for short “the Arbitration Act”) in ARB No.402/2021 titled as Union of India and another Versus Jagdev Singh, in a time frame manner.

2. Counsel for the petitioners submits that a notification under Section 3-A of the National Highways Act, 1956, (for short “the NH Act”) was issued on 07.08.2013 and petitioners' land was acquired. He submits that dissatisfied with the assessment by the Collector, petitioners



approached the Arbitrator under Section 3 (G) of the NH Act, who passed an Award dated 22.01.2021, Annexure P-1. He submits that the respondents filed a petition dated 01.03.2021, Annexure P-2, under Section 34 of the Arbitration Act, challenging the Award alongwith an application under Section 36 (2), *ibid*. He submits that despite the fact the petitioners had filed their reply to the application, it is not being decided.

3. Issue notice to the respondents.
4. Mr. Lalit Attri, Central Govt. Counsel, has put in appearance on behalf of respondents No.1 and 2.
5. On asking of the Court, Ms. Amrita Garg, AAG, Punjab, accepts notice on behalf of respondents No.3 and 4.
6. Having heard counsel for the parties and noticing that the proceedings are pending before the learned Additional District Judge, for the last more than three years, petition is disposed of with a request to the learned Additional District Judge, Patiala, to take a final decision on the application under Section 36 (2), *ibid*, as expeditiously as possible preferably within a period of four months from the date of communication of a copy of this order.

10.05.2024
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(SUVIR SEHGAL)
JUDGE

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