



(111)

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

ARB-258-2024 (O&M)

Date of decision : 24.05.2024

M/s Lakhbir Constructions

.....Petitioner

Versus

Union of India and others

....Respondent

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA, ACTING CHIEF JUSTICE

Present: Mr. Arvind Kashyap, Advocate,
for the petitioner.

Mr. Vishal Garg, Advocate,
for the respondents.

G.S. SANDHAWALIA, ACTING CHIEF JUSTICE (Oral)

1. The present petition has been filed by the petitioner for appointment of an Arbitrator, without approaching the respondents by raising any demand.

2. Apparently, on an earlier occasion, a notice dated 29.05.2023 (Annexure P-6) had been issued by the petitioner to the respondents regarding the agreement dated 25.03.2021. The petitioner had filed ARB-395-2023 before this Court, which was withdrawn on 01.03.2024 on the ground that the time period for completion of the work had been extended till 31.03.2024.

3. Mr. Kashyap could not demonstrate that any notice for appointment of Arbitrator had been served by the petitioner after 31.03.2024.

In the absence of the same, demand having not been raised, present petition is not maintainable.



4. At this stage, learned counsel for the petitioner submits that the petitioner may be permitted to withdraw the petition with liberty to approach the respondent.

5. Accordingly, petition is dismissed as withdrawn with the aforesaid liberty.

(G.S. SANDHAWALIA)
ACTING CHIEF JUSTICE

May 24, 2024
ndj

Whether speaking/reasoned	Yes
Whether reportable	No