

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(110)

CR-6872-2023

Date of decision:- 05.03.2024

Nirmala Devi

... Petitioner

Versus

National Highway Authority of India and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Brijesh Kumar, Advocate for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. Petitioner has approached this Court by way of instant revision petition filed under Article 226 of the Constitution of India for quashing of order dated 11.07.2023, Annexure P-9, passed by the learned District Judge, Sirsa.
2. At the outset, counsel for the petitioner submits that the appeal challenging the award passed under the National Highways Act, 1956 was filed under a wrong legal advice. He submits that he is not in a position to assail the impugned order as the petitioner had a remedy of filing objections under Section 34 of the Arbitration and Conciliation Act, 1996, which have been filed now and are pending. His apprehension is that the finding recorded by the learned District Judge, Sirsa will stand in the way of the adjudication of the Objection Petition.
3. After hearing counsel for the petitioner, this Court is of the view that no interference is called for in the impugned order. However, the objections, preferred by the petitioner, shall be decided independently, without being influenced with any observation made in order, Annexure P-9.
4. Petition is disposed of.

05.03.2024

(SUVIR SEHGAL)
JUDGE

Kamal

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