

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGRH

**Arbitration Case No. 49 of 2017 (O&M)**

**Date of Decision: 24.05.2019**

Vijender Kumar ..Applicant

Versus

State of Haryana and others ..Respondents

**CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE**

Present : Mr. Sandeep Parkash Chahar, Advocate, for the petitioner.  
Mr. Deepak Balyan, Addl. Advocate General, Haryana,  
for the respondents.

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**KRISHNA MURARI C.J. (oral)**

On being confronted with the observation that since the remedy of resolution of dispute by referring the same to the Executive Engineer-in-Charge of the work at the time in the first instance has not been exhausted, this application under Section 11(6) of the Arbitration and Conciliation Act, 1996 is premature, learned counsel for the applicant sought leave of the Court to permit withdrawal of the application with liberty to exhaust the said remedy.

Prayer made is allowed.

Application accordingly stands dismissed as withdrawn with the liberty prayed for.

24.05.2019  
ravinder

(KRISHNA MURARI)  
CHIEF JUSTICE

Whether speaking/non-speaking: Speaking  
Whether reportable : Yes/No.