

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(21)

ARB-I.C.A.-5-2021 (O&M)
Date of decision:- 16.01.2024

R.K. Pharmaceuticals (HUF)

... Petitioner

Versus

M/s Smartcn Limited and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- None.

SUVIR SEHGAL, J. (ORAL)

1. Instant petition filed under Section 11 (6) of the Arbitration and Conciliation Act, 1996 is pending before this Court since the year 2021.
2. Despite repeated opportunities, petitioner has not furnished fresh process fee or addresses for service of the respondents.
3. On 19.05.2022, Hon'ble Supreme Court in *M/s Shree Vishnu Constructions Versus Engineer in Chief, Military Engineering Service & others, Law Finder Doc Id #1991611* directed that all applications for appointment of Arbitrator, which are pending for more than one year from the date of institution, be finally decided within a period of six months.
4. Petitioner has neither complied with the order of the Court, nor is he represented. There has been a default in appearance even on the previous occasion. This Court is left with no alternative, but to dismiss the petition for default in appearance.
5. Dismissed for non-prosecution.

16.01.2024

Kamal

(SUVIR SEHGAL)
JUDGE

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