

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

251

ARB-30-2023 (O&M)

Date of Decision: 21st April, 2023

M/s Garg and Company

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present:- Mr. Ivneet Singh Pabla, Advocate for the petitioner.

Mr. Sharad Aggarwal, Assistant Advocate General, Haryana.

AVNEESH JHINGAN, J. (Oral)

1. Learned counsel for the respondents submits that before filing petition under Section 11(6) of the Arbitration and Conciliation Act, 1996, the pre-arbitration mechanism provided in the clause has not been availed.
2. From the perusal of the pleadings, it is forthcoming that no notice under Section 21 was served.
3. No case is made out for interference by this Court, dismissed at this stage.
4. Needless to say that the petitioner would be at liberty to avail remedy in accordance with law including complying with the due procedure.
5. Since the main case has been withdrawn, the pending application(s) if any is rendered infructuous.

21st April, 2023
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No