



CWP-27760-2025

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(142)

CWP-27760-2025

Date of decision:- 17.09.2025

M/s Scorpio Engineering Pvt. Ltd. and others

... Petitioners

Versus

Haryana Micro & Small Enterprise Facilitation Council and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Satyam Dwivedi, Advocate and
Mr. Siddharth Sihag, Advocate
for the petitioners.

SUVIR SEHGAL, J. (ORAL)

1. Assailing award dated 08.01.2024, Annexure P-2, passed by the Facilitation Council, Panchkula, petitioners have approached this Court by way of instant writ petition.
2. Counsel for the petitioners has *inter-alia* argued that the award has been passed qua a purchase order, which was placed prior to the registration of respondent No.2 under the Micro, Small and Medium Enterprises Development Act, 2006 (for short "the MSMED Act"). It is also his argument that the Directors of the petitioners have been personally made liable for the payment of the awarded amount. He has placed reliance upon the judgment of this Court in **Indian Oil Corporation Limited Versus Haryana Micro, Small and Medium Enterprise Facilitation Council, Chandigarh, Haryana and another, Law Finder Doc ID # 2484708.**

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3. A perusal of the petition, particularly para 9 thereof, shows that petitioners have already filed objections under Section 34 of the Arbitration and Conciliation Act, 1996 before the competent Court at Bangalore.

4. Counsel for the petitioners has apprised the Court that an application under Section 19 of the MSMED Act has been separately moved. The status of the objections as well as that of the application have not been disclosed in the writ petition. As the petitioners have already availed the alternate statutory remedy available to them under the statute, this Court refrains from exercising its extra ordinary powers under Article 226 of the Constitution of India.

5. Petition is dismissed.

(SUVIR SEHGAL)
JUDGE

17.09.2025

Kamal

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