



FAO-2654-2025

-1-

144

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO-2654-2025 (O&M)
Date of Decision: 09.07.2025

ADDITIONAL SUPERINTENDING ENGINEER/CIVIL SPK PHS
DIVISION PSPCL

..... APPELLANT

VERSUS

M/S NATHA SINGH GOVT. CONTRACTOR AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Pradeep Sharma, Advocate
for the appellant.

TRIBHUVAN DAHIYA, J. (ORAL)

The appeal has been filed against the judgment dated 11.03.2025 passed by the Additional District Judge, Hoshiarpur, dismissing the appellant's objections under Section 34 of the Arbitration and Conciliation Act, 1996, against the arbitral award, dated 30.04.2016, delivered on 04.05.2016, and modified/corrected on 03.06.2016.

2. The only contention raised by learned counsel is regarding claim no.9, that the appellant has claimed costs of ₹1,50,000, whereas he has been awarded ₹3,00,000 by the Arbitrator, which could not have been done. There is no provision for awarding costs in excess of the claim made.



FAO-2654-2025

-2-

3. A perusal of the award establishes that the Arbitrator has awarded proportional costs of ₹3,00,000. While assessing the costs of arbitral proceedings, the Arbitrator is not bound by the claim made, and is at liberty to assess the costs on his own by taking all relevant facts into account. And the finding cannot be set aside only on the ground that it is beyond the claim.

4. In view thereof, there is no ground to entertain the appeal and it stands dismissed.

09.07.2025

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(TRIBHUVAN DAHIYA)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*