

Present:- Mr. Rishabh Sharma, Advocate for petitioner/ applicant.
Mr. Birinder Pal, Advocate for respondents No. 1 and 2.
Mr. Dilpreet Singh, Government Pleader on behalf of respondent No.3
Ms. Neeru Teneja, Advocate for respondents No. 4 & 5.

The respondent No. 6, who is the learned Arbitrator, has been impleaded to procure the arbitration record in this case, which has already been received. Therefore, the service of the respondent No.6 is hereby dispensed with for the time being.

Ms. Neeru Teneja, Advocate for respondent No. 4 and 5 has submitted that the project in question, from which the present petition under Section 34 of the Arbitration and Conciliation Act 1996 has arisen, has already been taken over by the respondents No. 1 and 2 and therefore, the respondents No. 4 and 5 has no contesting interest left in the present case. She has further made a prayer that the respondents No. 4 and 5 may be deleted from the array of the parties as contesting respondents in this case.

At this stage, Sh. Birinder Pal, Advocate has put appearance in this case and has filed power of attorney on behalf of respondents No. 1 and 2 which is taken on record.

At the specific asking of this court, the Learned counsel for the petitioner as well as the learned counsel for contesting respondent No.1 and 2, have respectively stated that the project in question has been taken over by the respondents No.1 and 2. In view of the aforesaid factual position, this court is of the considered view that the respondents No. 4 and 5 has no contesting interest in this case and therefore, they are hereby deleted from the array of parties in the present case. The reader of this court is directed to append a note in red ink in the memo of parties in this regard.

The reply has already been filed in the present case on behalf of the respondents No.1 and 2, which is available on record.

Learned Government Pleader for respondent No.3, who is present in the court, has submitted that his presence may be marked on behalf of respondent No.3.

He has further made a request that as per instructions received by him from respondent No.3, he adopts the reply filed by respondent No. 1 and 2 as the reply by respondent No.3 as well. His aforesaid request is considered and allowed. To come up on 28.10.2021 for arguments.

Date of Order-01.09.2021

Jatinder Kaur Steno-III

(Parminder Singh Grewal)
Additional District and Sessions Judge
UID No. PB00438