

Present :- Sh.Kamaljit Bansal, Adv., for the petitioners.
Sh.Abhey Singla, Adv., for the respondents no.1 and 2.
Govt. Pleader for the respondent no.4.

ORDER :

In the present petition, the petitioner(s)/applicant(s) under the provisions of section 34 of the Arbitration and Conciliation Act, 1996, has/have assailed the award before the Civil Court at Bathinda, which was passed at **Faridkot**.

To this situation, in view of observations made by the Hon`ble Supreme Court of India in case **BGS SGS Soma JV Vs. NHPC Ltd. In Civil appeal No.9307 of 2019 (Arising out of SLP (Civil) No. 25618 of 2018) D/d 10.12.2019** and recently by our own **Hon`ble High Court while deciding a bunch of petitions, including CR No. 259 of 2022 (O&M), titled as ‘National Highway Authority of India and another Vs. Yashpreet Singh and another’, decided on 30.9.2022**, this Civil Court at Bathinda lacks territorial jurisdiction to entertain and decide the present petition/application under section 34 of the Arbitration and Conciliation Act, 1996, by the reasons of seat of arbitrator remained at **Faridkot**.

Hence, the present petition/application is hereby rejected for want of territorial jurisdiction, with liberty to the petitioner (s)/applicant (s) to assail the impugned award before the competent Civil Court, having territorial jurisdiction, as per the observations of aforesaid citations, within one month from today.

The Ahlmad concerned is directed to return the petition and necessary documents to the parties concerned under rules against proper receipt by retaining the copies thereof on record along with papers of judicial proceedings. Requisitioned award proceedings/record be returned to the office of Arbitrator/Department concerned forthwith.

File be consigned to the record room.

Date of hearing:24.11.2022

Ranbeer

(Dr Ram Kumar Singla)

ADJ/MACT/AA/BTI

UID No.PB0122