

Union of India Vs. Nachattar Singh

Present: Shri M.R. Gupta Advocate counsel for petitioner.

Petition under Section 34 of the Arbitration and Conciliation Act, 1996 along with separate application for stay of execution proceedings received by entrustment. It be registered.

A separate application is moved under Section 36(2) of the Arbitration and Conciliation Act, 1996 while praying to stay the operation of impugned award. During course of arguments, learned petitioner counsel pointed out the relief clause of the impugned award wherein the Sole Arbitrator has observed that there was no material to prove the severance of the acquired land and despite such observation, the Land Acquisition Collector, Kotkapura was directed to verify the severance of land and then to award additional compensation at the rate of 30% on the market value of acquired land.

Having regard to such peculiar circumstances coming out from the impugned award, the operation of impugned award is stayed till next date of hearing to the extent of grant of presumptive additional compensation at the rate of 30% of severed land.

Notice of the petition and application be given to respondents for 27.10.2023 by registered post. PF/RC/Copies be supplied. Arbitration record be requisitioned for the date fixed.

Rajiv Kalra (PB0098)
Additional District Judge,
Faridkot

Dated: 02.08.2023
Parul Kumar