

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

273-2.

ARB-87-2023 (O & M)

Date of decision:04.04.2024

MYND INTEGRATED SOLUTIONS PRIVATE LIMITED

...PETITIONER

VS.

M/S VOHRA CONSTRUCTION PRIVATE LIMITED

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Ashish Gupta, Advocate for the petitioner.

Mr. Prateek Sodhi, Advocate for the respondent.

SUVIR SEHGAL J. (ORAL)

1. By way of present application filed under Section 11 of the Arbitration and Conciliation Act, 1996, petitioner has knocked the doors of this Court seeking appointment of an Arbitrator as provided in Clause 18 of the Lease Agreement dated 23.03.2017, Annexure P-3, to determine the dispute between the parties.
2. Upon notice, respondent has put in appearance and has filed a short reply.
3. Counsel for the parties are *ad idem* that there are differences between the parties, which deserves to be resolved by appointment of an Arbitrator. Although, arbitration clause provides for appointment of an arbitral tribunal consisting of three members, but there is a consensus amongst the counsel that the matter may be referred for adjudication to a sole Arbitrator.

4. Petition is allowed. Sh. C.B. Jaglian, District & Sessions Judge (Retd.). Flat No. D-503, Alaknanda CGHS, Plot No. GH-45, Sector 56, Gurgaon, Mobile No.9999056150, is appointed as the sole Arbitrator to adjudicate the dispute between the parties, subject to declaration to be made by him under Section 12 of the Act with regard to his independence and impartiality to adjudicate the dispute between the parties.
5. Parties are directed to appear before the learned Arbitrator on 10.05.2024 or on any day, time and place to be fixed and communicated by the learned Arbitrator at his convenience.
6. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
7. The arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.
8. Copy of the order be sent to the learned arbitrator.
9. Pending application(s), if any, shall stand disposed of.

04.04.2024

*sheetal***(SUVIR SEHGAL)
JUDGE**

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