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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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Date of Decision: 28.08.2024

M/s SIS Ltd. [Formerly Securities & Intelligence Services (India) Ltd.]

...Applicant

Versus

Haryana State Warehousing Corporation

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Shvetanshu Goel, Advocate and
Mr. Gagandeep Singh Pawar, Advocate for the applicant
Mr. Jaspal Singh Pannu, Advocate for respondent

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.

2. The parties entered into agreement dated 28.11.2017 (Annexure P-6). There is an arbitration clause in the aforesaid agreement. The execution of agreement, arbitration clause in the agreement and service of notice under Section 21 of 1996 Act is not disputed.

3. Learned counsel for the respondent submits that respondent-HSWC vide order dated 05.08.2024 has appointed an Arbitrator.



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4. Learned counsel for the applicant submits that appointment has been made after filing of present petition and he does not agree with the appointment made by the respondent.

5. Faced with this, learned counsel for the respondent submits that he leaves to this Court to make appointment of an Arbitrator.

6. Conditions to invoke power conferred by Section 11(6) of 1996 Act stand satisfied, thus, I hereby appoint a sole Arbitrator to adjudicate the dispute between the parties.

7. Mr. Justice Jasbir Singh, Retired Judge of this Court, residing at House No.839, Sector 16, Chandigarh, Mobile No.9780008106 is hereby appointed as a Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements. The learned Arbitrator is requested to comply with mandate of Section 12 of 1996 Act before proceeding further.

8. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.

9. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

10. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.

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11. Needless to mention, parties would be at liberty to raise all the claims/defences/counter claims/pleas before the Arbitrator. Any observation made hereinabove will not be binding on the learned Arbitrator.

12. A request letter along with copy of this order be sent to Mr. Justice Jasbir Singh.

(JAGMOHAN BANSAL)
JUDGE

28.08.2024*Mohit Kumar*

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No