



ARB-419-2022 & ARB-568-2021 -1-

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

221 (2 cases)

ARB-419-2022

Date of Decision: 19.12.2024

M/s Ravinder Singh Contractor

...Applicant

Versus

State of Punjab and others

...Respondents

With

ARB-568-2021

M/s Hardev Singh and Co.

...Applicant

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Arun Bansal, Advocate
Anubhav Bansal, Advocate and
Ms. Anju, Advocate for the for the applicant

Mr. Gurpartap Singh Bhullar,
Assistant Advocate General, Punjab

Mr. Vijay Kumar Chaudhary, Advocate for respondent No.4
(in ARB-419-2022)

JAGMOHAN BANSAL, J. (Oral)

1. As common issues are involved in both captioned applications, with the consent of both sides, the same are hereby disposed of by this common order. For the sake of brevity and convenience, facts are borrowed from *ARB-419-2022*.

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

**ARB-419-2022 & ARB-568-2021 -2-**

3. The applicant was allotted work by the respondent vide letter dated 14.11.2018. A dispute erupted between the parties. There is an arbitration clause in the Conditions of Contract. The allotment of work, arbitration clause in Conditions of Contract and service of notice under Section 21 of 1996 Act is not disputed.

4. Learned State counsel submits that he leaves it to this Court to make appointment of an independent Arbitrator.

5. Learned counsel for respondent No.4 expressed his inability to controvert existence of arbitration agreement and dispute between the parties.

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. Krishanjit Singh, Former Chief Engineer, U.T., Chandigarh, residing at House No.140, Sector 40- A, Chandigarh, Mobile No. 9814216762 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.

**ARB-419-2022 & ARB-568-2021 -3-**

10. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.

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. Krishanjit Singh.

(JAGMOHAN BANSAL)
JUDGE

19.12.2024

Mohit Kumar

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