

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH**

ARB No. 526 of 2021

Date of Decision: November 22 , 2021.

The Ambika Cooperative Labour and Construction Society Limited

..... PETITIONER

Versus

The Chairman-cum-Administrator, Amritsar Improvement Trust and another

..... RESPONDENTS

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Mr. Kushagra Mahajan, Advocate
for the respondents.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') is for appointment of sole independent Arbitrator for resolution of disputes and differences arising out of Agreement, Annexure P1, executed between the parties.

Dispute arose between the parties and notice dated 08.09.2021 (Annexure P4) was served upon the respondent-Trust by the petitioner. Claim

was repudiated by the respondent. Clause 25 of the Standard Bidding Document (Annexure P2) provides for resolution of the dispute through arbitration.

Existence of an arbitrable dispute between the parties is not denied, neither is the existence of the arbitration clause denied.

Keeping in view the facts and circumstances as above, this petition is allowed and Mr. Justice K.C.Puri (Retd.), former Judge, Punjab and Haryana High Court, resident of #495, Lane 9N/1, The Foothills Cooperative Society, Mullanpur, (New Chandigarh) – 140901, Off: 0172-2600562, Mobile No.6239744485, is appointed as the Sole Arbitrator to resolve the dispute/differences between the parties. Appointment is subject to declaration to be made by the Arbitrator under Section 12 of the Act with regard to his independence and impartiality to settle the disputes between the parties. The Arbitrator to complete the proceedings within the time limit specified under Section 29-A of the Act. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended from time to time to be borne equally by the parties.

A copy of this order be dispatched to Mr. Justice K.C.Puri (Retd.), former Judge, Punjab and Haryana High Court, at the following address:-

#495, Lane 9N/1, The Foothills Cooperative Society, Mullanpur, (New Chandigarh) – 140901, Off: 0172-2600562, Mobile No.6239744485.

(LISA GILL)
JUDGE

November 22 , 2021.
'om'

| | |
|----------------------------|--------|
| Whether speaking/reasoned: | Yes/No |
| Whether reportable: | Yes/No |