



ARB-378-2025 (O&M) & connected cases

-1-

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

248

ARB-378-2025 (O&M)

Date of Decision: 01.09.2025

PCC-MLJ (JV)

...Applicant

Versus

The State of Punjab and another

...Respondents

With

Sr. No.	Case No.	Applicant(s)	Respondent(s)
2.	ARB-385-2025 (O&M)	PCC-MLJ (JV)	The State of Punjab and another
3.	ARB-387-2025 (O&M)	PCC-MLJ (JV)	The State of Punjab and another

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Shailender Kashyap, Advocate for the applicant
 Mr. Chanchal K. Singla, Additional Advocate General, Punjab
 Mr. Ashish Grover, Advocate for respondent No.2

JAGMOHAN BANSAL, J. (Oral)

1. As common issues are involved in the 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-378-2025*.

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.

3. The applicant was awarded work by respondent No.2 vide agreement dated 09.09.2016. A dispute erupted between the parties. The



applicant served notice upon respondent No.2 seeking resolution of dispute through Arbitral Tribunal but to no avail.

4. Learned counsel for respondent No.2 submits that last payment was made in 2022, however, final bill was submitted in 2018, thus, claim of the applicant is barred by limitation.

5. Concededly, partial payment was made in 2022, thus, this Court cannot *prima facie* conclude that claim of the applicant is deadwood. The matter needs to be adjudicated by Arbitral Tribunal.

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 Jaswant Singh, Former Chief Justice of Tripura High Court, residing at House No.2247, Star Enclave, Sector 48-C, Chandigarh-160047 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. The parties at the first instance will appear before the Arbitrator on 15.09.2025 at 10:00 AM and thereafter, as directed by learned Arbitrator.

9. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 Act, as amended.

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. Justice Jaswant Singh.

13. Pending application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

01.09.2025
Mohit Kumar

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