

ARB-6881-2018 (O&M)

Date of decision : **August 02, 2022**

M/s Paras Buildtech India Pvt. Ltd.

.....Applicant

Versus

M/s Share Space Realty Pvt. Ltd.

.....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Saurav Manchanda, Advocate for
Mr. A.S. Talwar, Advocate for the applicant.

Mr. B.S. Patwalia, Advocate for the respondent.

LISA GILL, J.

Prayer in this petition under Sections 11 (5) and (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 dated 26.08.2016, Annexure P-1, executed between the parties.

Admittedly, dispute arose between the parties. Clause 26 of the agreement 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. It is not denied that there is impediment for appointment of an independent Sole Arbitrator in this matter.

Accordingly, Mr. C.B. Jaglan, District and Sessions Judge (Retd.) 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. Learned Arbitrator to complete the proceedings within the time limit specified under Section 29-A of the Act. Learned Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended from time to time.

A copy of this order be dispatched to Mr. C.B. Jaglan, District and Sessions Judge (Retd.), at the following address:-

Flat No. D-503, Alaknanda CGHS,
Plot No. GH-45, Sector 56, Gurgaon – 122011, Haryana.

Present petition is, accordingly, disposed of.

August 02, 2022

rts

(LISA GILL)
JUDGE

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