



ARB-636-2024

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

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ARB-636-2024

Date of Decision: 30.09.2025

M/s The Bagha Co-Op L/C Society Limited

...Applicant

**Versus**

**Punjab State Power Corporation Limited and another ...Respondents**

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. Lajpat Rai, Advocate for the applicant

Mr. R.P.S. Bara, Advocate for the respondents

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**JAGMOHAN BANSAL, J. (Oral)**

1. 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.
2. Pursuant to tender, the applicant was allotted work by the respondent vide allotment letter dated 01.06.2017. Thereafter, an agreement was executed between the parties. A dispute erupted between the parties. There is an arbitration clause in General Conditions of Contract. The applicant served notice upon the respondent seeking resolution of dispute through Arbitral Tribunal but to no avail.
3. Learned counsel for the respondents expressed his inability to controvert existence of arbitration clause in General Conditions of Contract and service of notice. He, however, submits that applicant did not start work on account of introduction of new tax regime in the form of GST. The respondent was bound to cancel allotment letter. The cancellation order was passed on 30.09.2020 whereas notice invoking arbitration clause was served



on 15.04.2024. There is delay on the part of applicant, thus, claim is barred by limitation.

4. The claim of applicant does not *prima facie* seems to be deadwood. The issues raised by the respondent need to be adjudicated by Arbitral Tribunal.

5. 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.

6. Ms. Aakansha Sawhney, Advocate, residing at House No.1728, Sector 33-D, Chandigarh, Mobile No. 9888177209, E-mail aakanksha.sawhney@gmail.com 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.

7. The parties at the first instance will appear before the Arbitrator on 17.10.2025 at 10:00 AM and thereafter, as directed by learned Arbitrator.

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

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

10. 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.

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11. A request letter along with copy of this order be sent to Ms. Aakansha Sawhney, Advocate.

**(JAGMOHAN BANSAL)**  
**JUDGE**

**30.09.2025**  
*Mohit Kumar*

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