



ARB-204-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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ARB-204-2024

Date of Decision: 15.09.2025

Blue Beacon Electronic Security Systems Private Limited ...Applicant

Versus

Pearls Buildwell Infrastructure Limited

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Ms. R.K. Grewal, Advocate for the applicant
(*through video conferencing*)

Mr. P.S. Rana, Advocate for the respondent
(*through video conferencing*)

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. Learned counsel for the parties are *ad idem* that arbitrator was appointed by this Court vide order dated 30.01.2015. He passed an award dated 07.09.2021. The applicant herein preferred petition under Section 34 of 1996 Act before District Judge, Mohali. Learned Additional District Judge, Mohali vide order dated 10.10.2023 set aside the award and directed the parties to apply for appointment of a fresh Arbitrator. The respondent herein has preferred appeal before this Court against order dated 10.10.2023 passed by learned Additional District Judge, Mohali. Appeal is pending before Division Bench of this Court since 2024 and has not been taken up for hearing even for single time.



3. Learned counsel for the respondent submits that the matter may be adjourned awaiting decision of the Appellate Court against order dated 10.10.2023 passed by learned Additional District Judge, Mohali.

4. Learned counsel for the applicant submits that the respondent herein intentionally filed appeal without urgent form, thus, it was listed in ordinary motion. The respondent, on one or another pretext, wants to delay the matter.

5. Learned Additional District Judge, Mohali passed order on 10.10.2023 whereby parties were directed to apply for appointment of Arbitrator afresh within three months. The respondent herein preferred appeal against the said order. There is no stay in favor of the respondent. A period of almost two years from the date of order passed by learned Additional District Judge has passed away. There seems no reason to keep the matter in abeyance.

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 Rajiv Narain Raina, Retired Judge of this Court, residing at H.No.E/8-03 (GF), DLF The Valley (Near Amravati Enclave), Pinjore-Kalka Urban Complex, Sector-3, Panchkula-134107, Mobile No.7837049207 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.

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8. The parties at the first instance will appear before the Arbitrator on 29.09.2025 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 Rajiv Narain Raina.

(JAGMOHAN BANSAL)
JUDGE

15.09.2025
Mohit Kumar

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