

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Arbitration Case No. 169 of 2019

Date of decision: 5th May, 2023

M/s J. P. Singla, Engineers and Contractors

Petitioner

Versus

State of Punjab and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. U. M. Khan, Advocate for the petitioner.
Mr. Charanpreet Singh, AAG, Haryana.

AVNEESH JHINGAN, J (Oral):

1. This is a petition under Section 11 of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') for appointment of an arbitrator for adjudication of disputes between the parties.
2. The petitioner was allotted tender for construction of High Level Bridge. Clause 25 of the general terms and conditions provides for pre-arbitration mechanism and dispute resolution through arbitration.
3. The petitioner raised claim on 16.7.2013. Thereafter, the petitioner served notice dated 8.3.2018 invoking arbitration clause. On failure to do the needful, the present petition was filed.
4. Learned counsel for the parties on instructions from their clients agree to the appointment of Mr. Gurjant Singh, Additional District Judge (Retd.), as sole arbitrator.
5. The petition is accordingly disposed of by appointing Mr. Gurjant Singh, Additional District Judge (Retd.), Village Bhattian, P.O. Nain Kalan, Tehsil and District Patiala as the sole arbitrator. The arbitrator is appointed subject to declaration to be made by him under Section 12 of the Act with regard to his independence and impartiality to settle the dispute between the parties.
6. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

7. The arbitrator is requested to complete the proceedings as per time limit specified under Section 29A of the Act.
8. It is clarified that the reference shall be subject to the petitioner's complying with all the requirements of the agreement.
9. Copy of the order be sent to the appointed arbitrator.

[AVNEESH JHINGAN]
JUDGE

5th May, 2023

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |