

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Arbitration Case No. 265 of 2017 (O&M)
DATE OF DECISION: 09.02.2018

M/s Satish Aggarwal & Co.

.... Petitioners

versus

State of Punjab and others

..... Respondents

CORAM: - HON'BLE MR. JUSTICE S. J. VAZIFDAR, CHIEF JUSTICE

Present: Mr. Naresh Markanda Senior Advocate with
Ms. Kavita Markanda, Advocate for the petitioners

Mr. Avinit Awasthi, AAG, Punjab

..

S. J. VAZIFDAR, CHIEF JUSTICE (Oral):

CM-2795-CII-2018:

Short affidavit on behalf of respondent Nos.1 to 3 is allowed to be taken on record subject to just exceptions.

C.M. stands disposed of.

ARB-265-2017:

This is an application under section 11(6) of the Arbitration and Conciliation Act, 1996, read with section 151 CPC for appointment of a sole Arbitrator.

2. The parties had entered into a contract which admittedly contains an arbitration clause. The clause provides for a reference to the Superintending Engineer which is not permissible.

3. In the circumstances, the petition is disposed of by appointing Mr. Justice V.K. Jhanji, a former Judge of this Court, as the sole Arbitrator. The fee shall be as per the Chandigarh

Arbitration Centre (CAC) (Administrative Cost and Arbitrators' Fees)
Rules, 2014.

09.02.2018
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(S. J. VAZIFDAR)
CHIEF JUSTICE

NOTE:

Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO