

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Arbitration Case No. 59 of 2023
Date of decision: 10th April, 2023

M/s Lead Ads Private Limited

Petitioner

Versus

Union of India and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Raj Shekhar, Advocate for the petitioner.
Mr. Shivoy Dhir, Senior Panel Counsel for Union of India.

AVNEESH JHINGAN, J (Oral):

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.

The petitioner was allotted work for display of advertisement. Clause 42 of the general terms and conditions provides for pre-arbitration mechanism and dispute resolution through arbitration.

There was a dispute between the parties.

The petitioner raised claim vide letter dated 7.9.2022. Thereafter, it served notice dated 31.10.2022 under Section 21 of the Act. On failure to do the needful, the present petition was filed.

Learned counsel for the parties agree to the appointment of Mr. Justice K. C. Puri, former Judge of this Court, as sole arbitrator.

The petition is accordingly disposed of by appointing Mr. Justice K. C. Puri, former Judge of this Court, # 495, Destate Foothills, New Punjab Judicial Officers House Building Co-operative Society Ltd., Mullanpur Garib Das (New Chandigarh), Mohali as the sole arbitrator. The

arbitrator is appointed subject to declaration to be made by her under Section 12 of the Act with regard to his independence and impartiality to settle the dispute between the parties.

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

The arbitrator is requested to complete the proceedings as per time limit specified under Section 29A of the Act.

It is clarified that the reference shall be subject to the petitioner's complying with all the requirements of the agreement including the condition of pre-deposit.

Copy of the order be sent to the appointed arbitrator.

**[AVNEESH JHINGAN]
JUDGE**

10th April, 2023

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