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

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Date of Decision: 31.01.2025

M/s Harjinder Singh and Contractor

...Applicant

**Versus**

Executive Engineer and another

...Respondents

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

Present: - Mr. Dheeraj Mahajan, Advocate and  
Mr. Jasjit Singh Saini, Advocate for the applicant  
Mr. Aman Dhir, Deputy Advocate General, Punjab  
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**JAGMOHAN BANSAL, J.** (Oral)

1. Through instant application under Section 11(6) 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 vide work order dated 20.04.2023 (Annexure P-2). A dispute erupted between the parties. There is an arbitration clause in the tender document. The allotment of work, arbitration clause in the tender document and service of demand notice is not disputed.
3. Learned State counsel, who on advance notice is present in Court, expressed his inability to controvert existence of arbitration clause in tender document. He leaves it to this Court to make appointment of an independent Arbitrator.
4. 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.



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5. Mr. R.L. Ahuja, Additional District & Sessions Judge (Retd.), residing at #4-A, Palam Vihar, Pakhowal Road, V. Daad, Ludhiana- 142022, Mobile No.9888353526 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.

6. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.

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

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

9. 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.

10. A request letter along with copy of this order be sent to Mr. R.L. Ahuja.

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

**31.01.2025**  
*Mohit Kumar*

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