



ARB-259-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

246

ARB-259-2025

Date of Decision: 09.10.2025

M/s Vimal Advertisers

...Applicant

Versus

Indian Railways and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Viren Jain, Advocate and
Ms. Jyoti Negi, Advocate for the applicant
Mr. Vishal Garg, Advocate for Union of India
(*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. Pursuant to tender, the parties entered into contract dated 26.06.2024. A dispute erupted between the parties. There is an arbitration clause in the Special Conditions of Contract. The applicant served notice upon the respondent seeking resolution of dispute through Arbitral Tribunal but to no avail.
3. Reply filed by the respondents is taken on record. Registry is directed to tag the same at an appropriate place.
4. Learned counsel for the respondent submits that applicant could not get approval from Chandigarh Administration and Municipal Corporation, Chandigarh, thus, could not utilize sites allotted to it. The



applicant is liable to pay license fee for the allotted sites. It cannot claim extension of time on the ground that U.T. Administration delayed in getting permission.

5. The respondent does not dispute execution of contract and arbitration clause. The issues raised by respondent need to be adjudicated by Arbitral Tribunal.

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. Mrs. Justice Manjari Nehru Kaul, Former Judge of this Court, residing at House No.115, Sector 24-A, Chandigarh, Mobile No.9501041234, E-mail: manjari5nk@gmail.com 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.

8. The parties at the first instance will appear before the Arbitrator on 24.10.2025 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.

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12. A request letter along with copy of this order be sent to Mrs. Justice Manjari Nehru Kaul.

(JAGMOHAN BANSAL)
JUDGE

09.10.2025
Mohit Kumar

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