

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

235

ARB-321-2022 (O&M)  
Date of Decision:30.05.2023

Punjab Engineering College

.....Petitioner

Versus

MTAB Technology Center Private Limited and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present:- Mr. Ashwani Talwar, Advocate for the petitioner.

Mr. Rahul Sharma, Advocate for respondents.

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**AVNEESH JHINGAN J. (Oral)**

1. Instant petition is filed under Section 11(6) of the Arbitration & Conciliation Act, 1996 (for brevity the '1996 Act') seeking appointment of an Arbitrator.
2. The brief facts are that the parties entered into an agreement dated 12.08.2018 for construction of laboratories in Punjab Engineering College. The terms and conditions provided for dispute resolution through arbitration. The respondent No.1 is a registered unit under the Micro, Small & Medium Enterprises, Act 2006 (for short, 'the MSME Act'). The petitioner served a notice under Section 21 of the 1996 Act for appointment of an Arbitrator to decide the claim raised by the petitioner.
3. The counsel for the parties on instructions from their clients agreed that there is no objection if the matter is placed before the MSME Council at Chandigarh to proceed in accordance with the provisions of the MSME Act.

4. The petition is disposed of directing the MSME Council, Chandigarh to proceed on the notices/claims issued by the parties in accordance with the statutory provisions.
5. To avoid delay and further complication, parties are directed to appear before the MSME Council, Chandigarh on 06.07.2023 at 11.A.M.
6. Since the main case has been disposed of, pending application, if any is rendered infructuous.

**(AVNEESH JHINGAN)**  
**JUDGE**

**30.05.2023**

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Whether speaking/reasoned

:

Yes/No

Whether reportable

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Yes/No