

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

ARB-90-2017 (O&M)
Date of decision: - 19.05.2017

M/s J.K. Con. Feb.

... Petitioner(s)

Versus

HSIIDC through Superintending Engineer (Electrical),
HSIIDC Complex, Vanijaya Kunj Complex, Udyog Vihar, Phase-
5, Shankar Chowk, Gurgaon, Haryana and others.

... Respondents

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

Present: - Mr. Ashok Sharma Nabhewala, Advocate,
for the petitioner(s).

Mr. Pri tam Singh Saini, Advocate,
for respondent No. 1.

Mr. Saajan Singla, Advocate,
for respondent No. 2.

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S. J. VAZIFDAR, C. J. (ORAL)

The petitioners had earlier filed ARB-225-2016 which was disposed of by my order dated 17.03.2017. The petitioners were granted liberty to file a fresh application under Section 11 of the Arbitration and Conciliation Act, 1996 (in short the Act) in the event of the petitioners successfully challenging the appointment of the arbitrator by respondent No. 2. Even, in that case, it was clarified that the question of appointment of an independent arbitrator would arise only in the event of the petitioners succeeding in the application under Section 14 of the Act and that an application under Section 14 does not pertain to my assignment. The position remains the same even today.

2. The petition is, therefore, premature. The same liberty is granted to the petitioner as was granted by the order dated 17.03.2017.

3. The petition is accordingly disposed of.

(S. J. VAZIFDAR)
CHIEF JUSTICE

19.05.2017

Amodh

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