



ARB-98-2023

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

262

ARB-98-2023

Date of Decision: 28.08.2024

Pankaj Arora

...Applicants

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. P.S. Rana, Advocate for the applicant

Mr. Ramandeep Singh, Senior Deputy Advocate General, Punjab

Mr. Rahul Rampal, Advocate for respondent No.2

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '1996 Act'), the applicants are seeking appointment of an Arbitrator.

2. Mr. Rahul Rampal, Advocate appeared and filed his Memorandum of Appearance on behalf of respondent No.2. The same is taken on record. Registry is directed to tag the same at an appropriate place.

3. The applicant entered into agreement dated 20.02.2020 (Annexure A-2) with the respondent. There is an arbitration clause in the aforesaid agreement. The execution of agreement, arbitration clause in the agreement and service of notice under Section 21 of 1996 Act is not disputed.

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. Naresh Kumar Vasisht, Former Chief Engineer, Himachal Pradesh Public Works Department, residing at House No.87, Sector 28-A, Chandigarh, Mobile Nos.9418024131, 9816739111 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 Act, as amended.

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

(JAGMOHAN BANSAL)
JUDGE

28.08.2024*Mohit Kumar*

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable | Yes/No |