

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

ARB-12-2015 (O&M)

Date of decision:- 03.07.2015

Madhukar Mittal

...Applicant

Versus

Haryana State Agricultural Marketing Board and others

...Respondents

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

Present: Mr. G.S. Rana, Advocate,  
for the applicant.

Mr. Vishal Garg, Advocate,  
for the respondents.

\* \* \* \*

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

This is an application under Section 11(6) of the Arbitration and Conciliation Act, 1996 for the appointment of an arbitrator.

2. The agreement containing the arbitration clause is admitted. An arbitrator had in fact earlier been appointed. The award was made and published. The same was, however, set aside by an order and judgement dated 30.07.2013 in CR No. 1985 of 1997. By that order, the learned Judge directed the respondents to appoint a fresh arbitrator and directed the arbitrator to pass a speaking award under clause 25-A of the agreement between the parties. The applicant by a letter dated 10.12.2013 requested the respondents to appoint the arbitrator. The respondents, however, appointed the arbitrator on 16.01.2015.

3. I see no reason to question the appointment of the arbitrator by the respondents as no ground in that behalf has been urged. Further the order dated 30.07.2013 does not specify the time for the appointment of an

arbitrator. The appointment was to be made pursuant to the said order dated 30.07.2013.

4. In these circumstances, the application is disposed of by confirming the appointment of the arbitrator by the respondents' letter dated 16.01.2015.

**(S.J. VAZIFDAR)**  
**ACTING CHIEF JUSTICE**

**03.07.2015**  
Amodh