

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

287(2)

ARB-52-2025 (O&M)

Date of decision: 20.03.2025

M/S MARSHA VENTURES

...APPLICANT

Vs.

AARSHI MOID TANVIR

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Mukesh Rao, Advocate
for the applicant.

Ms. Bhawna Thakur, Advocate for
Mr. Munish Kumar Garg, Advocate
for the respondent.

JAGMOHAN BANSAL, J (ORAL)

1. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '1996 Act'), the applicant is seeking appointment of an Arbitrator.
2. The parties entered into arbitration agreement dated 10.09.2021. A dispute erupted between the parties. The applicant served notice upon respondent seeking resolution of dispute through arbitral tribunal but to no avail.
3. Ms. Bhawna Thakur, Advocate, counsel for the respondent expressed her inability to controvert execution of arbitration agreement and service of notice. She further submits that any Arbitrator having office/residence at New Delhi may be appointed.
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.

5. Mr. Justice Rajive Bhalla, former Judge of this Court, residing at E-57, Basement G.K.-II, New Delhi, Mobile No. 9780008111 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 1996 Act, as amended.

8. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 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. Justice Rajive Bhalla.

11. Pending miscellaneous application(s), if any, shall also stand disposed of.

20.03.2025
manoj

[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No