



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

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ARB-491-2024**Date of decision: 27.03.2025****M/S KHOSLA ENTERPRISES****...APPLICANT****Vs.****SHIROMANI GURDWARA PRABANDHAK COMMITTEE AND
OTHERS****...RESPONDENTS****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: Mr. Amit Kumar Gupta, Advocate
for the applicant.

Mr. Mrigank Sharma, Advocate
for the respondents.

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. Written statement filed on behalf of respondent is taken on record. Registry is directed to tag the same at an appropriate place.
3. The parties entered into arbitration agreement dated 02.05.2013. A dispute erupted between the parties. The applicant served notice upon respondent seeking resolution of dispute through arbitral tribunal but to no avail.
4. Mr. Mrigank Sharma, counsel for the respondent expressed his inability to controvert execution of arbitration agreement and service of notice.



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5. Mr. Mrigank Sharma, Advocate, counsel for the respondents submits that applicant had worked for Haryana Shiromani Gurdwara Prabandhak Committee, thus, claim if any, lies against said Committee whereas applicant has filed instant application against Shiromani Gurdwara Prabandhak Committee, Sri Amritsar.

6. On the asking of Court, Mr. Sharma confirmed that agreement was executed between applicant and respondents and Haryana Shiromani Gurdwara Prabandhak Committee came into force after execution of arbitration agreement.

7. Faced with this, Mr. Sharma seeks permission to raise the said issue before the Arbitrator.

8. 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.

9. Mr. Justice Fateh Deep Singh, Retired Judge of this Court, residing at House No. 54 (C), Sector 11, Phase A, Eco City II, New Chandigarh, Mobile No.8558809909 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.

10. The parties at the first instant will appear before the Arbitrator on 09.04.2025 at 10.00 A.M. and thereafter as directed by learned Arbitrator.

11. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 Act, as amended.

12. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.

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13. 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.

14. A request letter along with copy of this order be sent to Mr. Justice Fateh Deep Singh.

27.03.2025
manoj

[JAGMOHAN BANSAL]
JUDGE

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