



ARB-287-2024

-1-

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

287

ARB-287-2024

Date of Decision: 24.09.2024

Vipin Jangra

...Applicant

Versus

Municipal Committee Bawal and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Rishab Kumar Jain, Advocate for the applicant
Mr. Prateek Mahajan, Advocate and
Mr. Mayank Vashishth, 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. Mr. Prateek Mahajan, Advocate appeared and filed his Memorandum of Appearance on behalf of the respondents. The same is taken on record. Registry is directed to tag the same at an appropriate place.

3. Pursuant to tender, the applicant was allotted work by the respondent vide allotment letter dated 09.09.2014 (Annexure P-2). Thereafter, an agreement dated 23.09.2014 (Annexure P-3) was executed between the parties. A dispute erupted between the parties. There is an arbitration clause in the tender document. The allotment of work, execution of agreement, arbitration clause in the tender document and service of notice under Section 21 of 1996 Act is not disputed.



ARB-287-2024

-2-

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. R.S. Baswana, District and Sessions Judge (Retd.), residing at House No.437, Sector 21-C, Faridabad, Mobile No.9466594777 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 including issue of limitation 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. R.S. Baswana.

(JAGMOHAN BANSAL)
JUDGE

24.09.2024

Mohit Kumar

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