

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

ARB- 215- 2016

Date of decision: - 02. 12. 2016

The S. H. N. Cooperative Labour and Construction Society
Ltd.

... Petitioner

Versus

The Commissioner, Municipal Corporation, Gurgaon and
another

... Respondents

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

Present :- Mr. Rajesh Goyal, Advocate,
for the petitioner.

Mr. Deepak Balyan, Additional Advocate General, Haryana.
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S. J. VAZIFDAR, C. J. (ORAL)

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

2. The parties had admittedly entered into an agreement
clause 25A whereof contains an arbitration agreement. The
clause entitles the respondents to appoint any serving
Superintending Engineer which is not permissible in view of the
amended Act.

3. The petition is, therefore, disposed of by appointing
Mr. S. K. Kaushik, a retired District and Sessions Judge, now
residing at H. No. 1118, Sector 46, Gurgaon, as the sole
arbitrator.

(S. J. VAZIFDAR)
CHIEF JUSTICE

02. 12. 2016

Amodh

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