

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

APB-56-2015 (C&M)
Date of decision: - 18.03.2016

M/s Saggi Electric Co.

... Petitioner

Versus

Union of India and others

... Respondents

COORAM HON'BLE MR. JUSTICE S. J. VAZIFDAR, ACTING CHIEF JUSTICE

Present :- Mr. Arun Jain, Senior Advocate,
with Mr. Kanwalbir Singh Sidhu, Advocate,
for the petitioner.

Mr. Praveen Chander Goyal, Senior Panel Counsel,
for the respondents.

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

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

2. The parties had entered into an agreement for provision of external services for MAP, Phase-II. Clause 70 of the agreement contains an arbitration agreement. The petitioner by a letter dated 31.12.2013 called upon the respondents to appoint an arbitrator in accordance with clause 70. The respondents admittedly did not do so. The respondents have even as on date not appointed the arbitrator. They have, therefore, forfeited their right to appoint an arbitrator.

3. In these circumstances, the petition is disposed of by appointing Mr. Kishanjit Singh, Chief Engineer (Retired), H. No. 140, Sector 40-D, Chandigarh, as the sole arbitrator.

4. The place of arbitration shall be the Chandigarh Arbitration Centre.

(S. J. VAZIFDAR)
ACTING CHIEF JUSTICE

18.03.2016

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