

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDI GARH

Arbitration Case No. 182 of 2016 (O&M)
DATE OF DECISION: 10.03.2017

M/s Mohan Singh Contractors Applicant
versus

Punjab State Water Supply and Sewerage Board and others
..... Respondents

CORAM - HONBLE MR. JUSTICE S. J. VAZIFDAR, CHIEF JUSTICE

Present: Mr. P. S. Pana, Advocate for the applicants
Mr. Vijay Kumar Kaushal, Advocate for
respondent Nos. 1 to 3
..

S. J. VAZIFDAR, CHIEF JUSTICE (Oral):

This is an application under section 11(6) of the Arbitration and Conciliation Act, 1996, for appointment of a sole Arbitrator.

2. The parties had entered into an agreement clause 25 whereof contains an arbitration agreement. Sub-clause (v) requires the disputes and differences to be referred to the sole arbitration of the Superintending Engineer concerned and failing him to a person appointed by the Managing Director who is to be a technical officer not below the rank of Superintending Engineer.

3. In view of the amendment to the said Act, it is not permissible for an employee of one of the parties to be appointed as an Arbitrator.

4. The petition is, therefore, disposed of by appointing Mr. Justice K. S. Garewal, former Judge of this Court as the sole Arbitrator. The venue shall be the Chandigarh Arbitration Centre.

10.03.2017
parkash*

(S. J. VAZIFDAR)
CHIEF JUSTICE

