

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDI GARH

Arbitration Case No. 43 of 2017 (O&M)
DATE OF DECISION: 26.05.2017

Parky Enviro Engineers Ltd.

..... Petitioner

versus

The Commissioner, Municipal Corporation of Faridabad

..... Respondent

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

Present: Mr. Greesh Kumar, Advocate for the petitioner

Mr. Sandeep Mudgil, Advocate for the respondent

..

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

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

The parties had entered into a contract, clause 23.5 whereof contains an arbitration agreement. The petitioner invoked the arbitration clause. The respondent has not appointed an Arbitrator. Even assuming that the respondent had a right to appoint an Arbitrator, its right, therefore, stands forfeited.

The petition is disposed of by appointing Mr. Justice K.C. Gupta, a former Judge of this court, as the sole Arbitrator. The fee shall be as per the Chandigarh Arbitration Centre (CAC) (Administrative Cost and Arbitrators' Fees) Rules, 2014.

26.05.2017
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(S. J. VAZIFDAR)
CHIEF JUSTICE

NOTE:

Whether speaking/ non-speaking: Speaking
Whether reportable: YES/ NO

