

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

ARB- 78- 2017 (C&M)
Date of decision: - 19.05.2017

Sachi n Marwaha
... Petitioner
Versus
State of Punjab and others
... Respondents
CORAM HONBLE MR. JUSTICE S. J. VAZI FDAR, CHIEF JUSTICE

Present :- Mr. S.K. Pattan, Advocate,
for the petitioner.
Ms. Sudeepti Sharma, Deputy Advocate General, Punjab.
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S. J. VAZI FDAR, C. J. (OPAL)

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 entered into a contract clause 25(v) whereof contains an arbitration agreement. The arbitration clause requires the appointment of the Superintending Engineer as a sole arbitrator which is now not permissible.

3. The petition is, therefore, disposed of by appointing Mr. B.R Gupta, a retired Additional District Judge, Haryana, as the sole arbitrator. The fees shall be as per the Chandigarh Arbitration Centre (CAC) (Administrative Cost and Arbitrators' Fees) Rules, 2014. The venue shall be the Chandigarh Arbitration Centre.

4. In view of the fact that the amount involved is only less than ₹ 3 lacs, it is desirable that the parties settle the matter through mediation. The parties shall, therefore, appear before the High Court Mediation Centre on 26.05.2017 at 11.00 AM and thereafter as directed by the Mediator. For this reason, the arbitrator shall not enter upon reference till 31.07.2017. If the matter is settled, the reference to arbitration shall stand annulled.

(S. J. VAZI FDAR)
CHIEF JUSTICE

19.05.2017
Amodh

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