

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDI GARH

Arbitration Case No. 186 of 2017 (O&M)
DATE OF DECISION: 09.02.2018

M/s Poto Power Projects Private Limited Petitioners
versus

SPS Residency Residents Welfare Association Regd.
..... Respondents

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

Present: Mr. Vivek Kishore and Mr. Zorawar Singh,
Advocates with Mr. Prahlad Bhatt, Authorised
Representative, for the petitioners

Mr. Akshay Raj, Advocate for the respondent

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

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

2. The parties had entered into a contract which admittedly contains an arbitration clause. The petitioners, by their letter dated 21.02.2017, invoked the arbitration agreement. There is no reply to the letter.

3. The civil suit filed by the petitioners for injunction has, in any event, been withdrawn.

4. In the circumstances, the petition is disposed of by appointing Mr. Justice Pameshwar Singh Malik, former Judge of this Court, as the sole Arbitrator. The parties, however, agree that the arbitration proceedings shall be held in Delhi and not in Faridabad as provided by the arbitration agreement.

09.02.2018
par kash*

(S. J. VAZIDAR)
CHIEF JUSTICE

NOTE:

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

