

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDI GARH

Arbitration Case No. 213 of 2017 (O&M)
DATE OF DECISION: 09.02.2018

Mittal Construction Unit

..... Petitioner

versus

Pohtak Cooperative Sugar Mills Limited and others

..... Respondents

CORAM - HON'BLE MR. JUSTICE S. J. VAZIDAR, CHIEF JUSTICE

Present: Mr. Nikhil Handu and Mr. Amit Gupta,
Advocates for the petitioner

Mr. Anil Chhangas, Advocate for respondent
Nos. 1 and 2

..

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

This is an application under section 11(6)(C) of the Arbitration and Conciliation Act, 1996, for referring the claims to an arbitral tribunal.

2 The parties had entered into a contract which admittedly contains an arbitration clause. Disputes and differences having arisen between the parties, the petitioner invoked the arbitration agreement. The petitioner requested the Registrar, Co-operative Society being the persona designata to appoint an Arbitrator. The Registrar, by a letter dated 28.09.2016 declined to nominate the Arbitrator stating he had no jurisdiction to do so.

3. In the circumstances, the petition is disposed of by appointing Shri D.S. Sheoran, former District & Sessions Judge, Haryana, as the sole Arbitrator. The fee shall be as per the Chandigarh Arbitration Centre (CAC) (Administrative Cost and Arbitrators' Fees) Rules, 2014.

09.02.2018
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(S. J. VAZIDAR)
CHIEF JUSTICE

NOTE:

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

