

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDI GARH

Arbitration Case No. 154 of 2018 (O&M)
DATE OF DECISION: 05.07.2019

M/s Jatinder Construction Co. (P) Ltd.

..... Applicant

versus

Union of India

..... Respondent

CORAM - HONBLE MR JUSTICE KRISHNA MURARI, CHIEF JUSTICE

Present: Shri Ankur Gupta, Advocate for the applicant

Shri Anil Pathee, Standing Counsel for UOI

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KRISHNA MURARI, CHIEF JUSTICE (Oral):

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

Learned counsel appearing for the respondent raised an objection stating that after the recusal of the arbitrator appointed earlier a new arbitrator has been appointed on 09.07.2018. However, the jurisdiction of this court was invoked by moving the instant application on 29.05.2018. Hence, after the jurisdiction of this Court was invoked, the respondent lost their right to appoint the arbitrator and, thus, the appointment made by them is of no consequence.

In the wake of the above facts, a fresh arbitrator is to be appointed.

Accordingly, I hereby appoint Justice Mahesh Grover, a former Judge of this Court, to function as arbitrator for the resolution of disputes between the parties. The fee, etc. shall be as may be settled by the parties with the learned Arbitrator.

Appl i cat i on accor di ngl y st ands di sposed of .

05. 07. 2019
par kash

(KRI SHNA MURARI)
CHI EF JUSTI CE

NOTE: Whether speaki ng/ non- speaki ng: Speaki ng Whether report abl e: YES/ NO
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