

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

232

ARB-220 of 2018

Date of decision: 26.11.2019

LANDMARK APARTMENTS PVT. LTD.

..Applicant

VS.

DULI CHAND AND ANOTHER

..Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Shobit Phutela, Advocate
for the applicant.

Mr. Harneet Singh Oberoi, Advocate
for the respondents.

JAISHREE THAKUR, J.(ORAL)

The petitioner herein-Landmark Apartments Pvt. Ltd. has preferred this petition under Section 11 of the Arbitration and Conciliation Act, 1996 for appointment of Arbitral Tribunal.

Learned counsel appearing on behalf of the petitioner herein contends that there was a collaboration agreement entered into between M/s Landmark Apartments Pvt. Ltd. and respondent herein for construction of a Centrally Air-Conditioned Multi-storeyed Commercial Complex/I.T. Park after attaining necessary licenses. However, a dispute has arisen between the parties which needs to be resolved through the Arbitration proceedings as specified in clause 32 of the agreement.

Notice has been issued in the said petition. An appearance is being caused on behalf of the respondents who give their consent for referring their dispute to a sole Arbitrator.

However, a request has been made that since both the parties are

within the vicinity of NCR an Arbitrator should be appointed as per the Delhi High Court Arbitration Centre.

I have heard learned counsel for both the parties and since they are in agreement that the matter be referred to Arbitration, Let a retired High Court Judge be appointed by the Delhi High Court Arbitration Centre. The fee of the Arbitrator will be as per the Delhi High Court Arbitration Centre Rules.

Let the copy of order be sent to Delhi High Court Arbitration Centre.

November 26, 2019
Poonam Sharma

(JAISHREE THAKUR)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether Reportable	Yes/No