

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

ARB-295-2017 (O&M)

Date of decision:- 15.03.2019

Shammi Bansal and others

...Applicants

Versus

Harish Gupta and another

...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE

Present:- Mr. V.K. Sachdeva, Advocate,
for the applicants.

Mr. Vivek Khatri, Advocate,
for the respondents.

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KRISHNA MURARI, C.J. (ORAL)

This is an application under Section 11 of the Arbitration and Conciliation Act, 1996 for appointment of an arbitrator.

2. Clause 15 of the Deed of Partnership between the parties dated 01.04.2000 contains an arbitration clause which reads as under:-

"15. Arbitration

That in the case of any dispute between the parties with regard to the interpretation of this deed or any other matter relating to the affairs of the firm, the same shall be referred to an arbitrator mutually agreed upon between the parties, in accordance with the provisions of the Indian Arbitration Act."

3. In response to the notice, the respondents have put in appearance and filed a written statement, which is taken on record. Though there is no denial to the fact that an arbitration clause exists in the partnership deed entered into

between the parties and there is a dispute which needs to be resolved through an arbitrator. Learned counsel appearing for the respondents does not object to the appointment of an arbitrator by this Court.

4. In view of the above facts and circumstances, I hereby appoint Mr. Justice A.K. Sikri, a former Judge of the Supreme Court of India (Mobile No. 9818000300), to act as an arbitrator to settle the disputes and differences between the parties. The fee shall be as may be settled by the parties with the learned arbitrator.

5. The application accordingly stands disposed of.

(KRISHNA MURARI)
CHIEF JUSTICE

15.03.2019
Amodh

whether speaking/reasoned	Yes/No
whether reportable	Yes/No