

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

ARB No.112 of 2019 (O&M)

Date of Decision: December 03, 2019

M/s Deepak Electricals

...Petitioner

Versus

M/s Regional Centre for Biotechnology (RCB), Faridabad

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Davneet Sangwan, Advocate for
Mr. Anshul Mangla, Advocate
for the petitioner.

Mr. Manindra Dubey, Advocate
for the respondent.

JAISHREE THAKUR, J. (Oral)

1. This is a petition that has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short 'the Act') for the appointment of an Arbitrator to adjudicate the differences arising out of the agreement dated 07.11.2014 executed at Faridabad between the parties.

2. Counsel for the respondent does not oppose the appointment of Arbitrator, however, submits that as per clause 18 of the agreement, venue of the arbitration shall be at New Delhi. Counsel at the same time submits a list of the Arbitrators to be appointed, namely, Prof. R. Venkata Rao, Former V.C., NLSIU, Bangalore & Chairperson, Vivekananda School of Law & Legal Studies, VIPS, New Delhi; Prof. M. Sridhar Acharyulu, Prof.

of Law, Bennett University, Noida (NCR) and Prof. G.S. Bajpai, Prof. of Law, National Law University, Dwaraka, Delhi. Counsel for the petitioner has also furnished a list of Arbitrators, who are associated with Arbitration Centre at Delhi High Court.

3. I have heard counsel for the parties.

4. There is an arbitration agreement wherein, it has been stated that in case of any dispute, the matter would be referred to the arbitration and an independent Arbitrator would be appointed to resolve the dispute between the parties. After perusal of the list provided by the counsel for the petitioner viz-a-viz the list provided by the counsel for the respondent, this court proposes to appoint Mr. Om Parkash Bhatia, former Additional Director General, CPWD, who is associated with the Arbitration Centre at Delhi High Court at Serial No.78 as against the list provided by the counsel for the respondent, since the names as provided pertain to persons who are men of letters of the law and may not have technical knowledge. Accordingly, I hereby appoint Mr. Om Parkash Bhatia, former Additional Director General, CPWD to function as Arbitrator to resolve the dispute and differences between the parties. The fee etc. shall be paid in accordance with the Delhi High Court Arbitration Centre Rules.

5. The petition is allowed accordingly.

December 03, 2019

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No