

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

ARB No. 322 of 2021.
Date of Decision:18.11.2021

Rajeev Kumar Goel

.....Petitioner

Versus

Public Health Engineering Department, Haryana and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Ms. Gursimran Kaur, Advocate
For Mr. Harshit Kedawat, Advocate
for the petitioner.

Mr. Harish Nain, AAG., Haryana.

LISA GILL, J(Oral).

Prayer in this petition under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short – ‘the Act’) is for appointment of sole independent Arbitrator for resolution of disputes and differences arising between the parties out of agreement dated 19.03.2012, Annexure P-1.

Dispute arose between the parties. Notice dated 09.09.2020, Annexure P-7, was served by the petitioner and the claim repudiated by the respondent. Clause 25 (a) of the agreement provides for resolution of the dispute through arbitration.

Existence of an arbitrable dispute between the parties is not denied, neither is the existence of the arbitration clause denied.

Keeping in view the facts and circumstances as above, this petition is allowed and Sh. P.L.Ahuja, District & Sessions Judge (Retd.), resident of House no. 705, Swastik Vihar, Patiala Road, Zirakpur- 140603, District SAS Nagar Mohali, Mobile No. 94645-42727, is appointed as the

Sole Arbitrator to resolve the dispute/differences between the parties. Appointment is subject to declaration to be made by the Arbitrator under Section 12 of the Act with regard to his independence and impartiality to settle the disputes between the parties. The Arbitrator is to complete the proceedings within the time limit specified under Section 29-A of the Act. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended, to be borne equally by the parties.

A copy of this order be dispatched to Sh. P.L.Ahuja, former District & Sessions Judge, at the following address:-

House no. 705, Swastik Vihar, Patiala Road, Zirakpur- 140603,
District SAS Nagar Mohali, Mobile No. 94645-42727.

18.11.2021
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.