

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Arb.-211-2020**Date of Decision:03.03.2021**

ALM Infotech City Pvt. Ltd.

..... Petitioner

Vs.

Guerilla Infra Solutions Pvt. Ltd.

..... Respondent

CORAM: HON'BLE MR.JUSTICE ARUN MONGA

Present: - Mr. Animesh Sharma, Advocate,
for the petitioner.

Mr.Aseem Aggarwal, Advocate,
for the respondent.

ARUN MONGA, J. (ORAL)

1. The petition herein is under Section 11(4), (5) & (6) of the Arbitration and Conciliation Act, 1996, seeking an appointment of a sole Arbitrator in view of Clause 13 of the Lease-cum-Revenue Share Agreement, which contains the arbitration clause.

2. The arbitration agreement is not denied as the same has been signed by both the parties.

3. In the premise, Sh. R.S. Virk, former District and Sessions Judge, now residing at Gurugram, is appointed as sole Arbitrator. It is also left open to the learned Arbitrator to determine his fees in accordance with the applicable prescribed fee schedule. Both the parties shall share the costs of arbitration proceedings equally, including the fee of learned Arbitrator.

4. Registry is directed to dispatch a soft copy of this order through email to Sh. R.S. Virk, former District and Sessions Judge as well as a hard copy thereof.

5. The learned Arbitrator may decide the venue of the Arbitral Tribunal as per his convenience subject to the parties agreeing to the same or per the

agreement entered between the parties and issue notice to the parties to appear before him accordingly. Given the current pandemic scenario, learned Arbitrator is also at liberty to conduct the virtual proceedings through video conferencing.

Disposed of accordingly.

03.03.2021

Vivek

(ARUN MONGA)
JUDGE

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No