

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

Arb.-265-2020

Date of Decision: 12.03.2021

PVR Limited

..... Petitioner

Vs.

M/s AMB Infra ventures Pvt. Ltd. And another

..... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: - Mr. Alok Mittal, for the petitioner.

Mr. Aashish Chopra, Advocate,
for respondent No.2.

(Presence has been marked through video conferencing)

ARUN MONGA, J.

1. Grievance of the petitioner herein is qua non-appointment of Arbitrator in terms of the Arbitration Agreement/Memorandum of Understanding dated 26.7.2016. Per MOU, parties agreed to refer their disputes through alternate dispute resolution by way of arbitration under Section 11 of the Arbitration and Conciliation Act, 1996.

2. The execution of the agreement is not disputed. The arbitration agreement has been duly signed by the authorized signatories of petitioner-company and respondent No.1-company.

3. Being so, Sh. M.P. Mehndiratta, a former District and Sessions Judge, 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. Registry is directed to

dispatch a soft copy of this order through email to Sh. M.P. Mehndiratta, a former District and Sessions Judge as well as a hard copy thereof.

The learned Arbitrator may decide the venue of the Arbitral Tribunal as per his convenience by consent of all the parties or as 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. Needless to say, since the dispute is between the petitioner and respondent No.1, respondent No.2 need not to be made as a party in person merely because he is party in the instant petition.

Disposed of accordingly.

12.03.2021

Vivek

**(ARUN MONGA)
JUDGE**

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No