

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

ARB No. 74 of 2022 (O&M).

Date of Decision:15.07.2022

Delhivery Limited

.....Applicant

Versus

Harrison and another

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Piyush Khanna, Advocate
for the applicant.

Mr. Iqbal Singh, Advocate
for the respondents.

LISA GILL, J(Oral).

Prayer in this application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short – ‘the Arbitration Act’), is for appointment of sole independent Arbitrator for resolution of disputes and differences arising between the parties out of Service Agreement dated 30.07.2018, Annexure P-5.

Admittedly, dispute arose between the parties after execution of Service Agreement dated 30.07.2018, Annexure P-5. Notice dated 21.07.2020, Annexure P-2, was served upon the respondents by the applicant invoking arbitration Clause no.16 of the Service Agreement.

There is no denial of existence of an arbitral dispute between the parties or of the arbitration clause. Both the parties seek appointment of sole Arbitrator at Gurugram for resolution of their dispute arising out of Service Agreement dated 30.07.2018, Annexure P-5.

Keeping in view the facts and circumstances as above, this petition is allowed and Sh. R.S.Virk, District and Sessions Judge (Retd.), resident of H-7, Aaron Ville, Fazilpur Road, Sector-48 Gurgaon-122018, mobile no. 09582255555, is appointed as the Sole Arbitrator to resolve all the dispute/differences between the parties arising out of Service Agreement dated 30.07.2018, Annexure P-5. 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.

A copy of this order be dispatched to Sh. R.S.Virk, District and Sessions Judge (Retd.), at the following address:-

H-7, Aaron Ville, Fazilpur Road, Sector-48 Gurgaon-122018,
mobile no. 09582255555.

15.07.2022
s.khan

[LISA GILL]
Judge

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