

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

CM-3348-CII-2022 in/and
ARB-191-2020 (O&M)
Date of decision : 25.03.2022

M/s Associated Construction Company

.....Applicant

Versus

Chief Engineer (Air Force), Nagpur and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE

Present: Mr. Sarthak Gupta, Advocate,
for the applicant.

Mr. Brijeshwar Singh Kanwar, Standing Counsel, UOI,
for the respondents.

(The aforesaid presence is being recorded through video conferencing since
the proceedings are being conducted in virtual Court).

RAVI SHANKER JHA, CHIEF JUSTICE (Oral)

This application under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') has been filed by the applicant seeking appointment of an Arbitrator in respect of dispute arising out of the agreement dated 30.03.2016 (Annexure P-1), as in spite of notice dated 03.02.2020 (Annexure P-2) invoking the arbitration clause, the respondents have not appointed an Arbitrator within the period mentioned therein.

In view of the consent of learned counsel for the parties, as recorded in the order dated 10.12.2021 passed by this Court, declaration under Section 12 of the Act was called from Shri Narendra Saigal, former Chief Engineer, Military Engineer Services, # Tower-D, Flat No. 111, Caldadium, Sec-109, PO-Daulatabad, Gurugram, which has been received and placed before this Court.

In these circumstances and in accordance with the consensus arrived at between the parties, Shri Narendra Saigal, former Chief Engineer, Military Engineer Services, # Tower-D, Flat No. 111, Caldadium, Sec-109, PO-Daulatabad, Gurugram, is appointed as an Arbitrator to decide the dispute between the parties.

Application stands disposed of.

(RAVI SHANKER JHA)
CHIEF JUSTICE

March 25, 2022
ndj

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No