

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

ARB-230-2019

Date of decision : 16.12.2022

M/s Jagson Construction Limited

.....Applicant

Versus

Commissioner, Municipal Corporation, Amritsar

....Respondent

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

Present: Mr. Dheeraj Mahajan, Advocate,
for the applicant.

Mr. Amandeep Singh Manaise, Advocate,
for the respondent.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral)

This is an application under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') filed by the applicant for appointment of an Arbitrator to adjudicate upon the dispute(s) between the parties in terms of Clause 15 of the contract entered between them, for development and reconditioning, interlocking tiles and CC Flooring of streets in various abadies of Ward No.1, Phase I and Phase II, Ward No. 55, 60, 61, 62, Phase II, Ward No. 64 and 65 of Amritsar.

It is not disputed that the applicant served a notice dated 02.07.2019 (Annexure P-5) upon the respondent seeking invocation of arbitration clause. However, the Arbitrator was not appointed by the respondent. Hence, the present application was filed.

On 16.09.2022, learned counsel for the parties conjointly submitted that Shri Lachhman Dass, retired Chief Engineer, Local Bodies Department, # 330, Medical Enclave, Amritsar, be appointed as sole

Arbitrator. Accordingly, declaration, as required under Section 12 of the Act, was called from him, which has been received.

In these circumstances Shri Lachhman Dass, retired Chief Engineer, Local Bodies Department, # 330, Medical Enclave, Amritsar, is appointed as an Arbitrator to adjudicate the dispute(s) between the parties.

Application stands disposed of.

(RAVI SHANKER JHA)
CHIEF JUSTICE

December 16, 2022
ndj

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