

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

**CR-3300 of 2021(O&M)
Date of Order: 26.05.2022**

Quadrant Televentures Ltd

..Petitioner

Versus

M/s Smartegde Technical Service Pvt Ltd.

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Neha Sonawane, Advocate, for the petitioner.
Mr. Rohit Seth, Advocate, for the respondent.

ANIL KSHETARPAL, J(Oral)

There is an agreement between the parties which contains an arbitration clause. Previously, an application under Section 11(6) of the Arbitration and Conciliation Act, 1996, was filed for nominating an arbitrator which was subsequently withdrawn in view of the stand taken in the written statement stating that the case involves disputed questions of fact. Consequently, a suit for recovery of Rs.29,20,201/-was filed.

The Court dismissed the application for return of the plaint against which revision petition has been preferred.

During the course of arguments, the learned counsel representing the parties have come to a consensus. They jointly pray for nomination of an Arbitrator in view of the arbitration clause. The correctness of the arbitration clause is not disputed. The parties have also come to a consensus that let the matter be referred to Hon'ble Mr. Justice S.S.Saron, a retired Judge of this Court, to act as the sole Arbitrator. He shall be entitled to payment as per the provisions of the Act.

The parties through their counsels are directed to appear before the Arbitrator on 10.06.2022.

Let the statement of claim be filed before the Arbitrator on the next date of hearing to enable the Arbitrator to proceed expeditiously.

Since, the parties have entered into an amicable settlement, therefore, the State Government is requested to refund the amount of court fee deposited, while filing the suit, to the plaintiff.

Disposed of accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

May 26, 2022

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(ANIL KSHETARPAL)
JUDGE

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