

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

Arbitration Case No. 8 of 2021

Date of decision: 11th April, 2023

M/s Gauri Telecommunications Pvt. Ltd.

Petitioner

Versus

M/s Globe Distributors

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Manju Goyal and Mr. Manu Garg, Advocates
for the petitioner.

AVNEESH JHINGAN, J (Oral):

This is a petition under Section 11 of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') for appointment of an arbitrator for adjudication of disputes between the parties.

The petitioner entered into an agreement for providing telecom services. Clause 10 of the general terms and conditions provides for dispute resolution through arbitration. It also provides that venue of arbitration shall be at Gurgaon.

There was a dispute between the parties.

The petitioner served notice dated 8.10.2020 under Section 21 of the Act. On failure to do the needful, the present petition was filed.

Despite service, none appeared on behalf of the respondent. It was proceeded against *ex-parte* vide order dated 30.1.2023.

The petition is accordingly disposed of by appointing Mr. Justice Bharat Bhushan Parsoon, former Judge of this Court, H. No. 235, Sector 16, Chandigarh as the sole arbitrator. The arbitrator is appointed subject to declaration to be made by her under Section 12 of the

Act with regard to his independence and impartiality to settle the dispute between the parties.

The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

The arbitrator is requested to complete the proceedings as per time limit specified under Section 29A of the Act.

It is clarified that the reference shall be subject to the petitioner's complying with all the requirements of the agreement including the condition of pre-deposit.

Copy of the order be sent to the appointed arbitrator.

[AVNEESH JHINGAN]
JUDGE

11th April, 2023

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |