

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

Arbitration Case No. 41 of 2023 (O&M)

Date of decision: 10<sup>th</sup> March, 2023

BCL Secure Premises Pvt. Ltd.

Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd.

Respondent

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present: Mr. Vaibhav Goel, Advocate for the petitioner.  
Mr. Deepak Balyan, Advocate for the respondent.

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**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 was allotted tender for supplying man power. Clause 24 of the general terms and conditions provided for dispute resolution through arbitration.

There was a dispute between the parties.

The petitioner served notice under Section 21 of the Act on 5.11.2022. The needful having not been done, the present petition was filed.

Learned counsel for the parties agree to the appointment of Mr. Balbir Singh, District & Sessions Judge (Retd.), as sole arbitrator.

Accordingly, the present petition is disposed of by appointing Mr. Balbir Singh, District & Sessions Judge (Retd.), H. No. 115, Sector 25, Panchkula as sole arbitrator.

The arbitrator may decide the venue of the arbitration with the

consent of both the parties.

Needless to say that the respondent would be at liberty to raise the issue of limitation before the arbitrator.

The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended. The fee of the arbitrator will be equally borne by both the parties.

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.

Since the main case has been disposed of, pending applications, if any, stand disposed of.

Copy of the order be sent to the appointed arbitrator.

10<sup>th</sup> March, 2023.  
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1. Whether speaking/ reasoned

2. Whether reportable

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Yes / No

Yes / No

[AVNEESH JHINGAN]

JUDGE

ANURADHA  
2023.03.10 18:24  
I attest to the accuracy and  
integrity of this document.