

2023:PHHC:076218
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

247

CM-9814-CII-2023 in/and
ARB-117-2023 (O&M)
Date of Decision: 25th May, 2023

Kimoha Technologies Private Limited

... Petitioner

Versus

Arun Kumar Thakur

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Aashish Chopra, Sr. Advocate with
Mr. Dhananjay Mittal, Advocate for the petitioner.

Mr. Bawa Kanwar, Advocate for the respondent.

AVNEESH JHINGAN, J.(Oral)

CM-9814-CII-2023

1. This is an application for placing on record reply on behalf of respondent No. 1.

2. For the reasons recorded in the application, the same is allowed and reply is taken on record.

Main case

3. 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.

4. Learned counsel for the parties are *ad idem* that in connected matters i.e. ARB-175 of 2023, etc. this Court has appointed Mr. Justice Mahesh Grover, former Judge of this Court, as sole arbitrator and are agreed for the same arbitrator in this case also.

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5. The petition is accordingly disposed of by appointing Mr. Justice Mahesh Grover, former Judge of this Court, H. No. 569, Sector 18, Chandigarh as the sole arbitrator. The arbitrator is appointed subject to declaration to be made by him under Section 12 of the Act with regard to his independence and impartiality to settle the dispute between the parties.
6. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
7. The arbitrator is requested to complete the proceedings as per time limit specified under Section 29A of the Act.
8. It is clarified that the reference shall be subject to the petitioner's complying with all the requirements of the agreement.
9. Copy of the order be sent to the appointed arbitrator.
10. Since the main case has been disposed of the pending application(s), if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

25th May, 2023
anuradha

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