

2023: PHHC:073846
Arbitration Case No. 175 of 2023 & connected cases [1]

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Date of decision: 22nd May, 2023

- (1)

Arbitration Case No. 175 of 2023

Kimoha Technologies Pvt. Ltd.

Petitioner
- Versus
- Prabjot Khosla

Respondent
- (2)

Arbitration Case No. 176 of 2023

Kimoha Technologies Pvt. Ltd.

Petitioner
- Versus
- Akash Vashisth

Respondent
- (3)

Arbitration Case No. 177 of 2023

Kimoha Technologies Pvt. Ltd.

Petitioner
- Versus
- Vishal Rana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Dhananjay Mittal, Advocate for the petitioner.
Mr. Aman Bahri, Advocate for the respondent(s).

AVNEESH JHINGAN, J (Oral):

1. This order shall dispose of above mentioned three petitions as the facts and issue involved are similar. The facts are being considered from Arbitration Case No. 175 of 2023.

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Arbitration Case No. 175 of 2023 & connected cases [2]

2. 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.
3. The petitioner had employed the respondent as Financial Analyst with it. The clause of the appointment letter provides for dispute resolution through arbitration. It is also provided therein that the venue of the arbitration shall be at Chandigarh.
4. The petitioner served notice dated 22.12.2022 for appointment of arbitrator. On failure to do the needful, the present petition was filed.
5. Learned counsel for the parties agree to the appointment of Mr. Justice Mahesh Grover, former Judge of this Court, as sole arbitrator.
6. 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. Photocopy of the order be placed on the file of each connected case.

[AVNEESH JHINGAN]
JUDGE

22nd May, 2023
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |