

under the contract shall be deemed to have been forfeited and absolutely barred.”

4. Notice dated 12th June, 2020 was issued by petitioner for invoking arbitration.

5. Learned counsel for the respondent submits that actually the petitioner has caused loss to the University.

6. The dispute and difference has arisen between parties, the petition is accordingly disposed of by appointing Mr. Surinder Singh, District & Session Judge (Retired), R/o # 5413, Sector-38 (West), Chandigarh as an Arbitrator, 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.

7. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended or as may be mutually settled by the parties and the Arbitrator. Fee of Arbitrator will be equally borne by both the parties. The Arbitrator is requested to complete proceedings as per time limit specified under Section 29-A 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 including the condition of pre-deposit. Copy of the order be sent to the appointed Arbitrator.

9. Since the main case has been decided, the pending application(s), if any is rendered infructuous.

**(AVNEESH JHINGAN)
JUDGE**

10th January, 2023

anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No

