

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

DECIDED ON: 10th January, 2023

(1) ARB-291 of 2022

M/s Paving Stone India Private Limited

.....PETITIONER

VERSUS

Amritsar Improvement Trust and another

.....RESPONDENTS

(2) ARB-292 of 2022

M/s Paving Stone India Private Limited

.....PETITIONER

VERSUS

Amritsar Improvement Trust and another

.....RESPONDENTS

(3) ARB-301 of 2022

M/s Paving Stone India Private Limited

.....PETITIONER

VERSUS

Amritsar Improvement Trust and another

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Dheeraj Mahajan, Advocate for petitioner.

Mr. Kushagra Mahajan, Advocate for respondents.

AVNEESH JHINGAN, J (ORAL)

1. These are three petitions under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short, 'the Act') for appointment of Sole Arbitrator for adjudication of disputes between the parties.

2. The petitioner was allotted tender for laying Interlocking Pavers. Clause-25 of the General Condition of tender provides for resolution of dispute by arbitration.

3. Notice dated 22.5.2020 was issued by petitioner for invoking arbitration.

4. Learned counsel for respondents submits that there is an issue of limitation which may be kept open to be raised before the arbitrator at the appropriate stage.

5. The dispute and difference has arisen between parties.
6. Learned counsel for the parties on instructions agree that Mr. G.S. Saran, Retd. District and Sessions Judge, r/o Punjab Judges and Officers Enclave, Sector-77 Mohali, be appointed as an 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.
7. Disposed of accordingly.
8. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act. Fee of Arbitrator will be equally borne by both parties. The Arbitrator is requested to complete proceedings as per time limit specified under Section 29-A of the Act.
9. 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.
10. Since the main case has been decided, the pending application, if any is rendered infructuous.
11. Photocopy of this order be placed on the files of other connected cases.

10th January, 2023

reema

(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>