

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

ARB-433-2022

Date of Decision: 3rd May, 2023

M/s. Indane Cables through its sole Proprietor ... Petitioner

Versus

Uttar Haryana Bijli Vitram Nigam and another ... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. PS Rana, Advocate for the petitioner.

Mr. Deepak Balyan, Advocate for the respondents.

AVNEESH JHINGAN , J.(Oral)

1. 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.
2. The respondent No.2 allotted tender for supply of cables to the petitioner. Clause 18 of the general terms and conditions provides for dispute resolution through arbitration.
3. There was a dispute between the parties.
4. The petitioner served notice under Section 21 of the Act on 26.8.2022. On failure to do the needful, the present petition was filed.
5. The petition is accordingly disposed of by appointing Mr. Anil Kumar Singh Panwar, District & Sessions Judge (Retd.), # H. No. 508, Sector 6, Panchkula 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 decided, the pending application(s), if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

3rd May, 2023
anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No