

2023:PHHC:058776
Arb. Case No. 467 of 2022 [1]

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Arbitration Case No. 467 of 2022
Date of decision: 25th April, 2023

Sumitra Yadav and others

Petitioners

Versus

Paras Healthcare Pvt. Ltd.

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. A. K. Jindal, Advocate for the petitioners.
Mr. Harsh Aggarwal, Advocate for the respondent.

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 parties entered into a rent agreement. Clause 19 of the general terms and conditions of the agreement provides for dispute resolution through arbitration.
3. There was a dispute between the parties.
4. The petitioners served notice dated 8.9.2022. On failure of the respondent to do the needful, the present petition was filed.
5. Learned counsel for the petitioners and respondent on instructions from Mr. Rahul Kumar agree that Mr. Vinod Jain, District & Sessions Judge (Retd.) be appointed as sole arbitrator.
6. Accordingly, the present petition is disposed of by appointing Mr. Vinod Jain, District & Sessions Judge (Retd.), H. No. 381, Sector 1,

IMT, Manesar (Gurgaon) 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.

7. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
8. The arbitrator is requested to complete the proceedings as per time limit specified under Section 29A 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.
10. Copy of the order be sent to the appointed arbitrator.

25th April, 2023

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[AVNEESH JHINGAN]

JUDGE

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No