



ARB-30-2024 (O&M)

-1-

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

281

ARB-30-2024 (O&M)
Date of Decision: 05.08.2024

Indian Oil Corporation Limited

...Applicant

Versus

M/s Kahanchand Naginaram and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ashish Kapoor, Advocate and
Mr. M.S. Rana, Advocate for the applicant
None for the respondents

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.
2. Despite service, there is no representation of the respondents. This fact was also noted in the order dated 02.05.2024 and in the interest of justice, the matter was adjourned for today. Even today, there is no change in the situation, thus, this Court is left with no other option except to proceed with the matter.
3. The applicant entered into agreement dated 21.08.2014 with the respondent. There is an arbitration clause in the aforesaid agreement.



4. The applicant, in terms of Section 21 of 1996 Act, served notice dated 20.11.2023 (Annexure P-2) upon the respondent. The respondent did not act upon the said notice within the prescribed period.
5. Conditions to invoke power conferred by Section 11(6) of 1996 Act stand satisfied, thus, I hereby appoint a sole Arbitrator to adjudicate the dispute between the parties.
6. Mr. D.K. Singal, Advocate, residing at #House No.114, Sector 9, Panchkula, Mobile No.9417206670 is hereby appointed as an Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements. The learned Arbitrator is requested to comply with mandate of Section 12 of 1996 Act before proceeding further.
7. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.
8. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
9. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.
10. Needless to mention, parties will be at liberty to raise all the claims/defences/counter claims/pleas before the Arbitrator. Any observation made hereinabove will not be binding on the learned Arbitrator.



ARB-30-2024 (O&M)

-3-

11. A request letter along with copy of this order be sent to Mr. D.K. Singal, Advocate.

12. Pending application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

05.08.2024
Mohit Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No