

ARB-127-2022

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ARB-127-2022
Date of decision:-10.01.2024

The Neat Trick
...Petitioner

Versus

Civil Baba Digital Solutions Pvt. Ltd. and others
...Respondents

CORAM : HON’BLE MR. JUSTICE SUVIR SEHGAL

Present : Mr.Udit Garg, Advocate
for the petitioner.

Mr.P.S. Parmar, Advocate
for the respondents.

SUVIR SEHGAL, J.(ORAL)

CM-3506-CII-2022

Exemption, as prayed for, is granted.

Application is allowed.

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1. By way of instant petition filed under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short “the Act”), petitioner has approached this Court for appointment of an Arbitrator.
2. Upon being served, respondents have appeared through a counsel, but no response has been filed.
3. I have heard counsel for the parties and considered their respective submissions.
4. It could not be disputed that a contract was entered into

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between the parties and it contains an Arbitration Clause, which has been invoked by the petitioner.

5. Accordingly, petition is disposed of. Sh.Shri Krishan Kaushik, District & Sessions Judge (Retd.), r/o of House No.1090, Sector 15, Part-2, Gurugram – 122 001, is appointed as the sole Arbitrator to adjudicate the dispute between the parties, subject to declaration to be made by him under Section 12 of the Act with regard to his independence and impartiality to adjudicate the dispute between the parties.

6. Parties are directed to appear before the Arbitrator on 29.02.2024 at 11:00 A.M. at the address mentioned above or at any other place to be fixed with the consent of 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 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.

10. Needless to mention, respondents will be at liberty to raise all the pleas before the Arbitrator.

11. Copy of the order be sent to the appointed arbitrator.

(SUVIR SEHGAL)
JUDGE

10.01.2024

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Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No