



ARB-112-2023

-1-

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

263

ARB-112-2023

Date of Decision: 28.08.2024

M/s Mani Garg Contractor

...Applicant

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Hakikat Grewal, Advocate
for Mr. Shashank Shekhar Sharma, Advocate for the applicant

Mr. Praveen Chander Goyal,
Senior Panel Counsel for Union of India-respondents

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Sections 11(5) & 11(6) of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.
2. The applicant entered into contract agreement (Annexure P-1) with the respondent. There is an arbitration clause in General Conditions of Contract. The execution of contract agreement, arbitration clause in the General Conditions of Contract and service of notice under Section 21 of 1996 Act is not disputed.
3. 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.

**ARB-112-2023****-2-**

4. Mr. Bal Krishan Mehta, District & Sessions Judge (Retd.), residing at House No.5601, Sector 38(W), Chandigarh, Mobile Nos.8872419600 & 8847305200 is hereby appointed as a Sole 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.

5. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.

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 29-A of the Act.

8. Needless to mention, parties would 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.

9. A request letter along with copy of this order be sent to Mr. Bal Krishan Mehta.

(JAGMOHAN BANSAL)
JUDGE

28.08.2024
Mohit Kumar

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