



ARB-124-2024 & connected cases -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

262 (3 cases)

ARB-124-2024
Date of Decision: 16.12.2024

Aryan Infraheight Private Limited

...Applicant

Versus

Sweta Estates Private Limited

...Respondent

With

ARB-125-2024

Aryan Infraheight Private Limited

...Applicant

Versus

St. Patricks Reality Private Limited

...Respondent

And

ARB-135-2024

Aryan Infraheight Private Limited

...Applicant

Versus

St. Patricks Reality Private Limited

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Mohit Uppal, Advocate for the applicant

Mr. J.S. Rana, Advocate for the respondent

JAGMOHAN BANSAL, J. (Oral)

1. As common issues are involved in all the captioned applications, with the consent of both sides, the same are hereby disposed of



by this common order. For the sake of brevity and convenience, facts are borrowed from *ARB-124-2024*.

2. Through instant application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.

3. Mr. Mohit Uppal, Advocate appeared and filed his Power of Attorney in all the cases on behalf of the applicant with no objection from previous counsel. The same are taken on record. Registry is directed to tag the same at an appropriate place.

4. The applicant entered into an agreement with the respondent. A dispute erupted between the parties. There is an arbitration clause in tender document. The execution of agreement, arbitration clause in tender document and service of notice under Section 21 of 1996 Act is not disputed.

5. Reply filed by the respondent in *ARB-124 of 2024* is taken on record. Registry is directed to tag the same at an appropriate place.

6. Learned counsel for the respondent submits that instead of a three members Arbitral Tribunal, a Sole Arbitrator may be appointed.

7. Learned counsel for the applicant does not oppose aforesaid prayer.

8. 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.



9. Mr. Justice Rameshwar Singh Malik, Retired Judge of this Court, residing at B-13, Mayflair Gardens, Hauz Khas, August Kranti Marg, New Delhi, Mobile No.7837049206 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.

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

11. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

12. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.

13. 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.

14. A request letter along with copy of this order be sent to Mr. Justice Rameshwar Singh Malik.

(JAGMOHAN BANSAL)
JUDGE

16.12.2024
Mohit Kumar

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