



ARB-209-2023

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

273/2

ARB-209-2023

Date of Decision: 14.10.2024

Rajender Kumar

...Applicant

Versus

Gopi Chand Sharma and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Sukhbir Maandi, Advocate for the applicant
Mr. Ram Bilas Gupta, Advocate for respondent No.1
Mr. Paras Jagga, Advocate for respondent No.2

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. The applicant was issued an allotment letter (Annexure P-1) by respondent No.2. A dispute erupted between the parties. There is an arbitration clause in the aforesaid allotment letter. Allotment letter, arbitration clause in allotment letter and service of notice under Section 21 of 1996 Act is not disputed.

3. Learned counsel for respondent No.2 submits that he leaves it to this Court to make appointment of an independent Arbitrator.



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4. 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.

5. Mr. R.S. Baswana, District and Sessions Judge (Retd.), residing at House No.437, Sector 21-C, Faridabad, Mobile No.9466594777 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.

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

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 1996 Act.

9. 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.

10. A request letter along with copy of this order be sent to Mr. R.S. Baswana.

(JAGMOHAN BANSAL)
JUDGE

14.10.2024

Mohit Kumar

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