



ARB-310-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

ARB-310-2024

Date of Decision: 06.09.2024

Rajinder Infrastructure Private Limited

...Applicant

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Nikhil Handu, Advocate for the applicant

Mr. Ramandeep Singh, Senior Deputy Advocate General, Punjab
***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. During the course of hearing, learned counsel for the applicant produced a correct copy of Annexure P-12 which is taken on record as Annexure P-12/A. Registry is directed to tag the same at an appropriate place.
3. The applicant was allotted work vide allotment letter dated 06.01.2020 (Annexure P-3) by the respondent. Thereafter, an agreement was executed between the parties. There is an arbitration clause in the agreement. The allotment of work, execution of agreement, arbitration clause in the agreement and service of notice under Section 21 of 1996 Act is not disputed.
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.

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5. Mr. Kranti Kumar Gupta, Retired Chief Engineer, SJVN Limited, Ministry of Power, Government of India, residing at House No.470, Sector 8, Panchkula, Haryana- 134109 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 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. Kranti Kumar Gupta.

(JAGMOHAN BANSAL)
JUDGE

06.09.2024
Mohit Kumar

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