



ARB-316-2024 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

307 ARB-316-2024
Date of decision: 13.11.2024

MAIDEN PHARMACEUTICALS LIMITEDAPPLICANT

Vs.

HARYANA MEDICAL SERVICES CORPORATION LIMITED
...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. D.K. Singal, Advocate
for the applicant.

Mr. Raman Sharma, Addl. A.G., Haryana.

JAGMOHAN BANSAL, J (ORAL)

1. 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.
2. A rate contract dated 24.06.2022 was entered into between the parties. A dispute erupted between the parties. There is an arbitration clause in rate contract. The arbitration clause in the rate contract and service of notice under Section 21 of 1996 Act is not disputed.
3. Learned counsel for the respondents submits that he leaves it to this Court to make appointment of an independent Arbitrator.
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.



ARB-316-2024 -2-

5. Mr. Justice Ajay Kumar Mittal, Former Chief Justice of Madhya Pradesh High Court, residing at House No.26, Sector 4, Chandigarh-160001, Mobile No.9780008112 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. Justice Ajay Kumar Mittal.

13.11.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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