

ARB-330-2023

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(249)

ARB-330-2023

Date of decision:- 07.02.2024

Compassion for Animals Welfare Association

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- None for the petitioner.

Mr. Sharad Aggarwal, DAG, Haryana
for the State-respondent No.1.

Mr. Padamkant Dwivedi, Advocate
for respondents No.2 and 3.

SUVIR SEHGAL, J. (ORAL)

1. This application has been filed under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (for short “the Act”) seeking appointment of an independent sole Arbitrator in terms of Clause 28 of agreement dated 26.11.2021, Annexure P-1, as well as Clause 28 of agreement dated 13.04.2022, Annexure P-2, to adjudicate the disputes between the parties.

2. Mr. Padamkant Dwivedi, Advocate, who is representing contesting respondents No.2 and 3, submits that he does not have any dispute in case the prayer is acceded to as the petitioner had invoked the Arbitration Clause and served a legal notice dated 19.06.2023, Annexure P-4.

3. Accordingly, petition is allowed. Sh. Anil Kumar Singh Panwar, H. No. 508, Sector 6, Panchkula-134109, Mob. No. 9671122666, a former District & Sessions Judge, is appointed as the sole Arbitrator to adjudicate the dispute between the parties, subject to declaration to be made by him under Section 12 of the Act with regard to his independence and impartiality to adjudicate the dispute between the parties.
4. Parties are directed to appear before the Arbitrator on 06.03.2024 at 11:00 A.M. at the address mentioned above or at any other place to be fixed with the consent of the parties. Liberty is granted to the parties to make a request before the learned Arbitrator to conduct proceedings through the medium of video conferencing or at Ambala in which case, they shall make the arrangements for travel.
5. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
6. The arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.
7. Copy of the order be sent to the appointed arbitrator.

(SUVIR SEHGAL)
JUDGE

07.02.2024
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No