



ARB-347-2023

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

285

ARB-347-2023

Date of Decision: 12.08.2024

M/s V.K. Construction Company

...Applicant

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Rajveer Singh, Advocate for the applicant

Ms. Harsh Rekha Kapoor, Assistant Advocate General, Haryana

Mr. Harsh Aggarwal, Advocate for respondent Nos.2 and 3

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. Mr. Rajveer Singh, Advocate appeared and filed his Power of Attorney on behalf of the applicant with no objection from previous counsel. The same is taken on record. Registry is directed to tag the same at an appropriate place.

3. The parties entered into agreement dated 08.10.2019. There is an arbitration clause in the agreement. The execution of agreement, arbitration clause in the agreement and service of notice under Section 21 of 1996 Act is not disputed.



4. Learned counsel for respondent Nos.2 and 3 submits that a technical person may be appointed whereas learned counsel for the applicant submits that a Judicial Officer may be appointed.

5. 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.

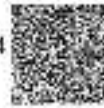
6. Mr. Rajesh Garg, Additional District & Sessions Judge (Retd.), residing at House No.626, Sector 16-A, Faridabad, Mobile No.8558873008 is hereby appointed as a Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements. The learned Arbitrator is requested to comply with mandate of Section 12 of 1996 Act before proceeding further.

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

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

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

10. Needless to mention, parties will 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.



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11. A request letter along with copy of this order be sent to Mr. Rajesh Garg, Additional District & Sessions Judge (Retd.).

(JAGMOHAN BANSAL)
JUDGE

12.08.2024
Mohit Kumar

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