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

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**ARB-439-2023 (O&M)
Date of Decision: 14.10.2024**

The Mangalpur Kaushik Co-op L & C Society Limited ...Applicant

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ravi Dutt Sharma, Advocate for the applicant

Ms. Harsh Rekha Kapoor, Assistant Advocate General, Haryana

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. Learned State counsel, at the outset, submits that in terms of Clause 24.3 of the Arbitration Agreement dated 27.06.2019 (Annexure P-1), the respondent-State has constituted Standing Empowered Committee which would adjudicate claim of the applicant within time as directed by this Court, thus, at this stage, an Arbitrator may not be appointed. In case the applicant does not agree with the decision of the said committee, it would be at liberty to avail further remedies as permissible by law.

3. Learned counsel for the applicant while expressing his inability to controvert the submission of State counsel submits that a shortest possible



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duration may be fixed by this Court to avoid further delay because the applicant has already faced protracted litigation.

4. In the wake of statement of both sides, the present application is disposed of with a direction to the respondents to ensure that Standing Empowered Committee would adjudicate claim of the applicant within three months from today.

5. It is made clear that the applicant shall cooperate with the aforesaid committee.

6. Pending application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

14.10.2024*Mohit Kumar*

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