



ARB-399-2023 (O & M)

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

256-2

ARB-399-2023 (O & M)

Date of decision:17.05.2024

**SRI GURU HARGOBIND EDUCATIONAL SOCIETY
...PETITIONER**

VS.

**MANJIT SINGH
...RESPONDENT**

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vaibhav Sehgal, Advocate
for the petitioner.

Mr. Gagandeep Singh Virk, Advocate
for the respondent.

SUVIR SEHGAL J. (ORAL)

1. By way of instant petition filed under Section 11 of the Arbitration and Conciliation Act, 1996, (for short “the Act”), petitioner has approached this Court for appointment of an Arbitrator to adjudicate the dispute between the parties, which has arisen out of lease deed dated 03.03.2011, Annexure P-1.

2. Mr. Virk has appeared on behalf of the respondent. He has instructions to state that he does not oppose the prayer made in the petition. Still further, he submits that he has filed a separate petition seeking appointment of an Arbitrator, which is also pending and will be withdrawn, in case, an Arbitrator is appointed in this petition.



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3. In view of the consensus between the parties, petition is allowed. Sh. R.L. Ahuja, Additional District and Sessions Judge (Retd.), #4-A, Palam Vihar, Pakhowal Road, V. Daad, Ludhiana, Mobile No.9888353526, 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.
4. Parties are directed to appear before the learned Arbitrator on 31.05.2024 or on any day, time and place to be fixed and communicated by the learned Arbitrator at his convenience.
5. The arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.
6. Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.
7. Needless to mention that all the questions arising between the parties in this matter shall remain open for determination in the arbitral proceedings and any observation made hereinabove will not be binding on the learned Arbitrator.
8. Copy of the order be sent to the learned Arbitrator.
9. Pending application(s) are disposed of.

17.05.2024
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(SUVIR SEHGAL)
JUDGE

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