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

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ARB-409-2022

Date of Decision: 12.12.2024

M/s MVN Tutorials Private Limited

...Applicant

Versus

Shakuntala Devi and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Rahul Chadha, Advocate and
Mr. Shekhar Verma, Advocate for the applicant
Mr. Keshav Pratap Singh, Advocate for respondent No.2
Mr. Dinesh Babu Khurana, Advocate for respondent No.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. The applicant executed lease agreement dated 05.04.2012 with the respondents. Thereafter, supplementary lease agreement dated 15.06.2013 was executed between the parties. A dispute erupted between the parties. There is an arbitration clause in lease agreement dated 05.04.2012. The execution of lease agreement, arbitration clause therein and service of notice under Section 21 of 1996 Act is not disputed.

3. Learned counsel for the respondents submit that they leave 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.

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5. Mrs. Shashi Bala Chauhan, Retired Additional District and Sessions Judge, residing at House No.1827, Sector 52, Gurugram- 122003, Mobile No.8930275275 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 her 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 Mrs. Shashi Bala Chauhan.

(JAGMOHAN BANSAL)
JUDGE

12.12.2024*Mohit Kumar*

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