



ARB-443-2023

-1-

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

258

ARB-443-2023

Date of Decision: 29.08.2024

Chemstel India and another

...Applicants

Versus

Union of India and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Amandeep Vashisth, Advocate for the applicants

Mr. Shivoy Dhir, Senior Panel Counsel
for Union of India-respondents
(*through video conferencing*)

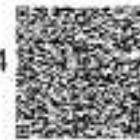
JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicants are seeking appointment of an Arbitrator.

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

**ARB-443-2023****-2-**

3. The applicant was allotted work vide letter dated 08.09.2023 (Annexure P-4) with the respondent. There is an arbitration clause in the General Terms and Conditions of Tender Document. The allotment of work, arbitration clause in General Terms and Conditions of Tender Document and service of notice under Section 21 of 1996 Act is not disputed.
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.
5. Mr. Mahendar Singh, Additional District & Sessions Judge (Retd.), residing at House No.GL-195, TDI Smart City, Sector 118, Mohali-160055 Mobile No.9467001234 & 8398873456 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 his 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 Act.



ARB-443-2023

-3-

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 Mr. Mahendar Singh.

(JAGMOHAN BANSAL)
JUDGE

29.08.2024
Mohit Kumar

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