



ARB-561-2023 (O&M)

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

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ARB-561-2023 (O&M)
Date of Decision: 26.09.2024

Maninder Singh

...Applicant

Versus

M/s Bharti Air Tel Limited

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - None for the applicant

Mr. Vishal Gupta, Advocate for the applicant

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. Reply filed by the respondent is taken on record. Registry is directed to tag the same at an appropriate place.

3. The parties entered into agreement dated 28.12.2020 (Annexure P-1). A dispute erupted between the parties. There is an arbitration clause in the aforesaid agreement. The execution of agreement, arbitration clause in agreement and service of notice under Section 21 of 1996 Act is not disputed.

4. Learned counsel for the respondent expressed his inability to controvert the existence of arbitration clause and notice issued by the applicant. He leaves it to this Court to make appointment of an independent Arbitrator

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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. Pradeep Virk, Advocate residing at #1068, Sector 27-B, Chandigarh 160019, Mobile No. 9988699100 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 1996 Act.

10. 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.

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

12. A request letter along with copy of this order be sent to Mr. Pradeep Virk, Advocate.

(JAGMOHAN BANSAL)
JUDGE

26.09.2024
Mohit Kumar

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