

Neutral Citation No. **2024:PHHC:048641**

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

260

ARB-515-2023 (O&M)
Date of Decision:08.04.2024

M/S A.G. CONSTRUCTION CO.

... Petitioner

VS

**THE PUNJAB HERITAGE AND TOURISM PROMOTION
BOARD AND OTHERS**

.... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Rajesh Kumar Girdhar, Advocate for the petitioner.

Mr. T.S. Sidhu, Advocate for the respondents.

SUVIR SEHGAL, J. (ORAL)

1. By way of present petition filed under Section 11 of the Arbitration and Conciliation Act, 1996, petitioner has approached this Court for appointment of an Arbitrator to decide the dispute/claim qua the work of Beautification of Anandgar-Takhat Shri Keshgarh Sahib.
2. Upon notice, a short reply has been filed on behalf of the respondents, alongwith a copy of communication Annexure R-1, whereby they have proposed the names of three persons to be appointed as Arbitrators.
3. Counsel for the respondents submits that the three proposed

arbitrators are on the panel of Arbitrators maintained by the High Court. However, counsel for the petitioner submits that the proposed arbitrators are not acceptable.

4. I have heard counsel for the parties and considered their respective submissions.

5. As there is a dispute and the respondents have agreed to appoint the arbitrator, the prayer made in the petition deserves to be acceded to.

6. Accordingly, petition is allowed.

7. Mr. Justice M.M. Kumar, Former Chief Justice of J & K High Court, House No. 79, Sector 16-A, Chandigarh, Mobile No. 9888824752, is requested to act as an Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements.

8. Parties are directed to appear before the Arbitrator on the date, time and place to be fixed and communicated by the Arbitrator at his convenience.

9. Needless to mention, parties will be at liberty to raise all the claims/counter claims/pleas/defence before the Arbitrator.

10. A request letter along with a copy of this order be sent to Mr. Justice M.M. Kumar (Retd.).

08.04.2024
pooja saini

(SUVIR SEHGAL)
JUDGE

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