

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

ARB-7-2023  
Date of decision:-15.04.2024

M/s Pragati Infra Solutions Pvt. Ltd.

...Petitioner

Versus

M/s Mount Roofing and Structure Pvt. Ltd. and another

...Respondents

**CORAM : HON’BLE MR. JUSTICE SUVIR SEHGAL**

**Present** : Ms.Krishna Dahiya, Advocate for  
Mr.Manish Jain, Advocate  
for the petitioner.

Mr.Rahul Dev Singh, Advocate  
for respondents.

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**SUVIR SEHGAL, J.(ORAL)**

1. By way of instant petition filed under Section 11(6) 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.
2. Upon notice, respondents have appeared through Mr.Rahul Dev Singh, Advocate, who submits that there is no opposition to the

prayer made in the petition.

3. Counsel for the parties are ad-idem that although arbitration clause provides for appointment of an Arbitral Tribunal comprising of three Members, but a sole Arbitrator be appointed for conducting the proceedings at Chandigarh in order to determine the dispute between them.

4. In view of the consensus between the parties, petition is allowed. Mr. Justice Rajiv Sharma, a former Judge of this Court, r/o House No. 505 (Backside First Floor), Sector 36-B, Chandigarh 160036, M: 9816700002 is requested to act as an Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements.

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

6. Needless to mention, respondents will be at liberty to raise all the pleas/defences before the Arbitrator.

7. A request letter be send to Mr. Justice Rajiv Sharma (Retd.) alongwith a copy of this order.

(SUVIR SEHGAL)  
JUDGE

15.04.2024

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Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No