



ARB-531-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ARB-531-2024

Date of Decision:27.11.2024

VINOD SINGH

..... Applicant

Versus

VED PARKASH PAHWA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Jaspreet Singh, Advocate for
Mr. Anil Rana, Advocate
for the applicant.

JAGMOHAN BANSAL, J. (Oral)

1. The applicant through instant application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short “1996 Act”) is seeking appointment of an Arbitrator to adjudicate the dispute relating to Collaboration Agreement dated 11.11.2022 (Annexure P-1).

2. On 06.11.2024, the following order was passed:

“The applicant entered into a building contract with respondent Nos. 1 and 2. The construction work could not be completed. The applicant claims that he has spent a good amount prior to closure of the work. The respondent Nos. 1 and 2 in connivance with respondent No. 3 has got signed from him a compromise deed. As per the said deed, the applicant was entitled to a sum of Rs. 15,00,000/-.

The applicant is hereby called upon to explain as to whether Arbitrator can determine genuineness of full and final settlement which was duly signed by applicant.”

3. Mr. Jaspreet Singh, Advocate for the applicant expressed his inability to controvert the fact that Arbitrator cannot decide the question whether compromise deed was outcome of connivance or a voluntarily executed document, however, he submits that applicant may be granted liberty to avail remedies as permissible by law.
4. Dismissed with aforesaid liberty.

(JAGMOHAN BANSAL)
JUDGE

27.11.2024
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No