



ARB-531-2023 (O&M)

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

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ARB-531-2023 (O&M)
Date of Decision: 16.09.2024

Ramesh Chander Verma

...Applicant

Versus

M/s Parth Nursery and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Manuj Nagrath, Advocate for the applicant

Mr. Narender Pal Bhardwaj, Advocate for the respondents

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. A partnership deed dated 21.07.2019 (Annexure P-1) was executed between the applicant and respondent Nos.2 and 3. There is an arbitration clause in the aforesaid deed. The execution of partnership deed, arbitration clause in the deed and service of notice under Section 21 of 1996 Act is not disputed.

3. Learned counsel for the parties submit that it is not possible to resolve the issue amicably, thus, the matter may be referred to Arbitral Tribunal.

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. Vimal Kumar Bakshi, District and Sessions Judge (Retd.), residing at House No.1724, Sector 9, HUDA, Karnal, Mobile No.9996886443 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.

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

11. A request letter along with copy of this order be sent to Mr. Vimal Kumar Bakshi.

(JAGMOHAN BANSAL)
JUDGE

16.09.2024

Mohit Kumar

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