



ARB-575-2024 & connected cases -1-

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

278 & 279 (3 cases)

ARB-575-2024

Date of Decision: 09.12.2024

M/s J.P. Singla Engineer & Contractor

...Applicant

Versus

Greater Mohali Area Development Authority and others

...Respondents

With

ARB-576-2024

M/s J.P. Singla Engineer & Contractor

...Applicant

Versus

Greater Mohali Area Development Authority and others

...Respondents

And

ARB-577-2024

M/s J.P. Singla Engineer & Contractor

...Applicant

Versus

Greater Mohali Area Development Authority and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ankit Midha, Advocate for the applicant

**Mr. Jatinder Singh Gill, Advocate for the respondent
(assisted by Mr. Hemant Singla, S.D.E., GMADA)**

**ARB-575-2024 & connected cases -2-****JAGMOHAN BANSAL, J.** (Oral)

1. As common issues are involved in all the captioned applications, with the consent of both sides, the same are hereby disposed of by this common order. For the sake of brevity and convenience, facts are borrowed from *ARB-575-2024*.

2. 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.

3. Pursuant to tender, the bid of the applicant was by the respondent vide acceptance letter dated 21.12.2016 (Annexure P-1). Thereafter, an agreement dated 12.01.2017 (Annexure P-2) was executed between the parties. A dispute erupted between the parties. There is an arbitration clause in General Conditions of Contract. The allotment of work, execution of agreement, arbitration clause in General Conditions of Contract and service of notice under Section 21 of 1996 Act is not disputed.

4. Learned counsel for the respondents, on instructions from Mr. Hemant Singla, S.D.E., GMADA, submits that that he leaves it to this Court to make appointment of an independent Arbitrator

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. Justice Harinder Singh Sidhu, Retired Judge of this Court, residing at House No.15, Sector 2-A, Chandigarh- 160001, Mobile No.8558809912 is hereby appointed as a Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements.

**ARB-575-2024 & connected cases -3-**

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. A request letter along with copy of this order be sent to Mr. Justice Harinder Singh Sidhu.

(JAGMOHAN BANSAL)
JUDGE

09.12.2024
Mohit Kumar

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