



ARB-583-2024

-1-

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

254

ARB-583-2024

Date of Decision: 18.12.2024

M/s Dada Bisade Buildcon Private Limited

...Applicant

Versus

Haryana Shehri Vikas Pradhikaran and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Saurabh Dalal, Advocate for the applicant

Mr. G.S. Rana, Advocate
for Mr. P.S. Rana, Advocate for the respondents

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.
2. The applicant was allotted work by the respondent vide letter dated 02.12.2019 (Annexure P-2). A dispute erupted between the parties. There is an arbitration clause in Conditions of Contract. The allotment of work, arbitration clause in Conditions of Contract and service of notice under Section 21 of 1996 Act is not disputed.
3. Reply filed by the respondents is taken on record. Registry is directed to tag the same at an appropriate place.



ARB-583-2024

-2-

4. Learned counsel for the respondents submits that he leaves it to this Court to make appointment of an independent Arbitrator. He further submits that as per arbitration clause, the applicant has to make security deposit of 7.5% of the claimed amount.

5. The applicant, on being confronted with the said clause, submits that security deposit would be made within eight weeks from today.

6. 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.

7. Mr. Anil Kumar Singh Panwar, Retired District and Sessions Judge, residing at House No.508, Sector 6, Panchkula- 134109, Mobile No.9671122666 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.

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

9. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

10. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.

11. Needless to mention, parties would be at liberty to raise all the claims/defences/counter claims/pleas before the Arbitrator. Any observation



ARB-583-2024

-3-

12. A request letter along with copy of this order be sent to Mr. Anil Kumar Singh Panwar.

(JAGMOHAN BANSAL)
JUDGE

18.12.2024
Mohit Kumar

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