



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

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ARB-34-2024**Date of decision: 04.03.2025****VISHESH KUMAR****....APPLICANT****Vs.****STATE OF PUNJAB AND OTHERS****...RESPONDENTS****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: Mr. Shashi Bhushan Gautam, Advocate
for the applicant.

Mr. Ramandeep Singh, Senior DAG, Punjab.

Mr. Navdeep Chhabra, Advocate
for respondent Nos. 2 and 3.

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 parties entered into arbitration agreement dated 23.07.2013. A dispute erupted between the parties. The applicant served notice upon respondent seeking resolution of dispute through arbitral tribunal but to no avail.
3. The execution of arbitration agreement and service of notice invoking arbitration clause is not disputed.
4. Mr. Navdeep Chhabra, Advocate, on instructions from concerned department, submits that applicant has not followed procedure prescribed in the agreement. Nevertheless, the respondent would make appointment of adjudicator within 4 weeks' from today and applicant may be asked to submit his claim before the Adjudicator.

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5. Mr. Shashi Bhushan Gautam, Advocate agrees to the aforesaid arrangement, though, he submits that applicant had followed prescribed procedure.
6. To resolve the issue, let an Adjudicator as conceded by respondents be appointed. The Court is sanguine of the fact that appointed Adjudicator would resolve the issue within time prescribed in the agreement and in accordance with law.
7. Disposed of accordingly.

04.03.2025
manoj

[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No