



ARB-89-2025 (O&M)

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

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ARB-89-2025 (O&M)

Date of Decision: 06.02.2025

Queenstown Infra Projects LLP

...Applicant

Versus

SPG Realty Mart LLP and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Munish Gupta, Advocate and
Mr. Paras, Advocate for the applicant

Mr. Vikas Deep, Advocate for respondent Nos.1 and 2
(*through video conferencing*)

Mr. Saurabh Bahamni, Advocate for respondent Nos.3 to 5

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. Learned counsel for the applicant submits that applicant has entered into an arbitration agreement with the respondents. He has served notice upon the respondents seeking appointment of an Arbitrator, but to no avail.

3. Notice of motion.

4. Mr. Vikas Deep, Advocate, accepts notice on behalf of respondent Nos.1 & 2 and waives service.

5. Mr. Saurabh Bahamni, Advocate accepts notice on behalf of respondent Nos.3 to 5 and files his Memorandum of Appearance. The same



is taken on record. Registry is directed to tag the same at an appropriate place.

6. On the request of both sides, the matter is taken up for final adjudication.

7. The parties entered into Development Agreements dated 13.04.2022 (Annexure P-2), 18.04.2022 (Annexure P-3), 22.06.2022 (Annexure P-4) and 24.06.2022 (Annexure P-5). A dispute erupted between the parties. There is an arbitration clause in the aforesaid agreements. The execution of agreements, arbitration clause therein and service of demand notice is not disputed.

8. Learned counsel for the respondents expressed their inability to controvert execution of arbitration agreement. They leave it to this Court to make appointment of an independent Arbitrator.

9. 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.

10. Mr. Justice Rajive Bhalla, Former Judge of this Court, residing at House No.257, Sector 10-A, Chandigarh, Mobile No.9780008111 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.

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

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12. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 Act, as amended.

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

14. 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.

15. A request letter along with copy of this order be sent to Mr. Justice Rajive Bhalla.

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

(JAGMOHAN BANSAL)
JUDGE

06.02.2025*Mohit Kumar*

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