



ARB-95-2025

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

276

ARB-95-2025

Date of Decision: 17.07.2025

Sarvesh Pathak and another

...Applicants

Versus

Neha Sharma

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ravi Kant Bhardwaj, Advocate
Mr. Satya Veer Singh, Advocate and
Mr. Abhyudaya Paliwal, Advocate for the applicant
Mr. Prateek Singh, Advocate for the respondent

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicants are seeking appointment of an Arbitrator.
2. The parties entered into Partnership Deed dated 17.07.2018 (Annexure P-2). A dispute erupted between the parties. The applicants served notice upon the respondent seeking resolution of dispute through Arbitral Tribunal but to no avail.
3. Reply filed on behalf of the respondent is taken on record. Registry is directed to tag the same at an appropriate place.
4. Learned counsel for the respondent expressed his inability to controvert existence of arbitration clause in partnership deed and service of notice.



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. Raj Kumar, District & Sessions Judge (Retd.), residing at S-18/1A, DLF Phase-3, Gurugram, Haryana, Mobile Nos.9996746664 & 7290917383 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.

7. The parties at the first instance will appear before the Arbitrator on 01.08.2025 at 10:00 AM and thereafter, as directed by learned Arbitrator.

8. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 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. Raj Kumar.

(JAGMOHAN BANSAL)
JUDGE

17.07.2025
Mohit Kumar

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