



ARB-101-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

116

ARB-101-2025

Date of Decision: 13.02.2025

Kabir Infra Private Limited

...Applicant

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ankur Gupta, Advocate for the applicant
Mr. Aman Dhir, Deputy Advocate General, Punjab

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. Pursuant to tender, the applicant was allotted work by the respondent vide letter dated 01.06.2023 (Annexure P-2). A dispute erupted between the parties. There is an arbitration clause in General Conditions of Contract. The allotment of work, arbitration clause in General Conditions of Contract and service of notice invoking arbitration clause is not disputed.

3. Mr. Aman Dhir, Deputy Advocate General, Punjab, who on advance notice is present in Court, expressed his inability to controvert existence of arbitration clause in General Conditions of Contract. He leaves it to this Court to make appointment of an independent Arbitrator.



4. 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.
5. Mr. Rajeev Kumar Garg, Chartered Accountant, residing at B-XIX-1225/3A/1, Opp. Shri Sharman, Kitchlu Nagar Extns, Hambran Road, Ludhiana, Mobile No.9815610806 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.
6. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.
7. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 Act, as amended.
8. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.
9. 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.
10. A request letter along with copy of this order be sent to Mr. Rajeev Kumar Garg.

(JAGMOHAN BANSAL)
JUDGE

13.02.2025
Mohit Kumar

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