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

ARB-149-2025

Date of decision: 13.11.2025

**M/S BRIGHTWAY CONTRACTORS AND DEVELOPERS-DINESH
CONSTRUCTION CO.(JVF)**

...Petitioner(s)

VERSUS

**PUNJAB HERITAGE AND TOURISM PROMOTION BOARD AND
OTHERS**

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

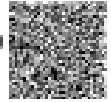
Present:- Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Mr. Manbir Singh Batth, Advocate
for respondents No.1 and 2.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') seeking appointment of an independent Arbitrator to adjudicate the disputes and differences which have arisen between the parties pertaining to an agreement entered into between the parties for the work, namely, Conservation at Gobindgarh Fort-Lot 1 Building (PB/IDIPT/T3/08/09 (Lot No.1).

2. Learned counsel for the petitioner submitted that an agreement was executed between the petitioner and the respondents containing an arbitration clause i.e. Clause No.30.3 (Annexure P-2). He further submitted that a pre-arbitration mechanism was provided under Clauses No.29 and 30, which has



already been resorted to and the Adjudicator had passed an order but the same was not acceptable to the petitioner and therefore, in pursuance of the aforesaid clause, the petitioner issued a notice to the respondents vide Annexure P-13 dated 20.11.2024 but no response was received from the respondents.

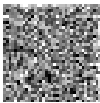
3. On the other hand, Mr. Manbir Singh Batth, Advocate has put in appearance on behalf of respondents No.1 and 2 and has filed his power of attorney in the Court today, which is taken on record. He submitted that he has instructions to state that respondents No.1 and 2 have no objection in case a Sole Arbitrator is appointed and there is no dispute with regard to the existence of the agreement and the arbitration clause.

4. In view of the aforesaid facts and circumstances and the statement made by the learned counsel for respondents No.1 and 2, the present petition is allowed. Hon'ble Mrs. Justice Ritu Tagore, a former Judge of this Court, resident of House No. 3410, Sector 24-D, Chandigarh (Temporary address) House No.807/6, Ahsan Road, Near Prince Hostel, Civil Lines, Ludhiana (Permanent address), Mobile No.-9996171012, is nominated as the Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory provisions including Section 12 of the Act.

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

6. Fee shall be paid to the learned Arbitrator in accordance with the Fourth Schedule of the Arbitration Act, as amended.

7. Learned Arbitrator is also requested to complete the proceedings as per the time limit prescribed under Section 29-A of the Act.



8. A request letter alongwith a copy of the order be sent to Hon’ble
Mrs. Justice Ritu Tagore, a former Judge of this Court.

13.11.2025
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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