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

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Date of Decision: 16.07.2025

Shri Ram Industries through its partner Parmesh Wassist**...Applicant****Versus****Shri Ram Industries through its partner Bajrang Gupta****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. Avinit Avasthi, Advocate and
Mr. Nikhil Goyal, Advocate for the applicant
Ms. Prakriti Kashyap, Advocate and
Mr. Vivek Sethi, Advocate for the respondent

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. The parties entered into partnership deed dated 17.08.2023 (Annexure P-1). A dispute erupted between the parties. The applicant served notice upon the respondent seeking resolution of dispute through Arbitral Tribunal but to no avail.

3. Ms. Prakriti Kashyap, Advocate appeared and filed her Memorandum of Appearance on behalf of the respondent. The same is taken on record. Registry is directed to tag the same at an appropriate place.

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4. Learned counsel for the respondent submits that respondent has also filed an application under Section 11(6) seeking appointment of Arbitrator before Delhi High Court.

5. On being asked, learned counsel for the respondent concedes that application was filed before Delhi High Court after filing of application before this Court by the applicant.

6. As the applicant approached this Court prior to filing of application by respondent before Delhi High Court, this Court in terms of Section 11(11) of 1996 Act, has power to make appointment of Arbitrator. By filing application before Delhi High Court, the respondent conceded that matter needs to be adjudicated by Arbitral Tribunal.

7. 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.

8. Mr. Vimal Sapra, Additional District & Sessions Judge (Retd.), residing at S-28, Uppal Southend, Sector 49, Sohna Road, Gurugram-122018, Mobile No.8813888506 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.

9. The parties at the first instance will appear before the Arbitrator on 31.07.2025 at 10:00 AM and thereafter, as directed by learned Arbitrator.

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

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

12. 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.

13. A request letter along with copy of this order be sent to Mr. Vimal Sapra.

(JAGMOHAN BANSAL)
JUDGE

16.07.2025*Mohit Kumar*

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