



ARB-345-2025

-1-

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

254

ARB-345-2025

Date of Decision: 20.08.2025

Harish Kumar**...Applicant**

Versus

Municipal Corporation, Karnal and others**...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. G.S. Sandhu, Advocate for the applicant

Mr. Simran Sharma, Advocate

for Mr. Sanjeev Kaushik, Advocate for the respondents

JAGMOHAN BANSAL, J. (Oral)

1. Through instant application under Section 11 of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.

2. Pursuant to tender, work order dated 16.03.2022 was issued to the applicant by the respondent. Thereafter, an agreement dated 22.03.2022 was executed between the parties. A dispute erupted between the parties. There is an arbitration clause in Conditions of Contract. The applicant served notice upon the respondent seeking resolution of dispute through Arbitral Tribunal but to no avail.

3. Learned counsel for the respondent expressed her inability to controvert existence of arbitration clause in the Conditions of Contract and



service of notice. She, however, submits that the applicant may be directed to comply with condition of pre-deposit.

4. The issue raised by the respondent with respect to pre-deposit needs to be decided by Arbitral Tribunal.

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. Hukam Singh, Additional District & Sessions Judge (Retd.), residing at # 388-P, Sector 27, Panchkula, Haryana, Mobile No. 8814042009 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 03.09.2025 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.



ARB-345-2025

-3-

11. A request letter along with copy of this order be sent to Mr. Hukam Singh.

(JAGMOHAN BANSAL)
JUDGE

20.08.2025
Mohit Kumar

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