



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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ARB-373-2025 (O&M)
Date of Decision:08.12.2025

M/s Gagandeep Singh and Associates

.....Petitioner

Versus

Executive Engineer, Jandala Canal and Ground Water Division Department
and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Somesh Arora, Addl. A.G. Punjab.

JASGURPREET SINGH PURI J.(Oral)

1. The present is a petition filed under Section 11 (6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act'), seeking appointment of an independent and impartial arbitrator in the present case.

2. Learned counsel for the petitioner submitted that there is a valid agreement between the parties, which has been attached along with the present petition as Annexure P-1. He further submitted that vide Annexure P-2, there is an arbitration clause No.25(v), wherein it is provided that all the disputes or differences in respect of which the decision is not final and conclusive shall, at the request of either party made in a communication sent through registered A.D. post, be referred to the sole Arbitrator. He submitted that since disputes arose between the parties, the petitioner invoked the aforesaid clause by issuing a legal notice to the respondents through registered post vide Annexure P-6 dated 11.03.2025.

However, no response was received from the respondents.



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Therefore, he submitted that this Hon'ble Court may appoint an independent and impartial arbitrator for adjudicating the dispute.

3. Learned State counsel on instructions from Mr. Pardeep Behal, Executive Engineer, Jandala Division UBDC, Amritsar, submitted that the respondents have no objection in case any independent and impartial sole arbitrator is appointed for adjudication of the dispute, as there exists a valid arbitration clause.

4. In view of the aforesaid facts and circumstances, the present petition is allowed. Dr. Deepa Singh, Advocate, resident of House No.15, Sector 2, Panchkula, Mobile No.9417711981, 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 his 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 Dr. Deepa Singh, Advocate.

08.12.2025

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(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No