

2025:PHHC:149726



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

**1. Date of decision : 29.10.2025
ARB-331-2023 (O&M)**

M/s Rohan Rajdeep Tollways Limited.

.....Applicant

Versus

State of Punjab and others

.....Respondents

2. ARB-332-2023 (O&M)

M/s Rohan Rajdeep Tollways Limited.

.....Applicant

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present: Mr. Zoheb Sidhu, Advocate,
for Mr. Parveen K. Moudgil, Advocate,
for the applicant(s).

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

Mr. Nikhil Sabharwal, Advocate,
for respondent No.2 (in ARB-331-2023).

Mr. Gagandeep Singh Virk, Advocate,
for respondent No.2 (in ARB-332-2023).

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. This order shall dispose of aforesaid two applications
(ARB-331-2023 & ARB-332-2023) filed by the applicant(s) u/s

11 (6) (a) of Arbitration and Conciliation Act, 1996 (for short '1996 Act') seeking appointment of Arbitrator/Arbitrators.

2. The applicant(s) had entered into an agreement with respondent No.1-State, where Arbitration clause provides thus:-

“36.3.2 There shall be a Board of three arbitrators, of which each Party shall select one, and the third arbitrator shall be appointed by the two arbitrators so selected, and in the event of disagreement between the two arbitrators, the appointment shall be made by the Secretary to Government Punjab, PWD B&R Branch.”

3. The applicant suggested the name of one Mr. Anil Kapil, Advisor (Infrastructure) to the Chief Minister of Himachal Pradesh, as their nominee Arbitrator. The State of Punjab suggests the name of Mr. Justice Rajive Bhalla, a former Judge of this Court, as nominee Arbitrator.

4. Let the said two nominated Arbitrators decide upon the third Arbitrator in terms of arbitration clause in the agreement, failing which, the parties are free to revisit the Court.

5. Disposed of with the aforesaid liberty.

**(SHEEL NAGU)
CHIEF JUSTICE**

October 29, 2025

Ajay Prasher

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