



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

274

ARB-442-2024

Date of decision: 21.04.2025

M/ S SHAWAR MOTIVES PVT. LTD.

...APPLICANT

Vs.

M/S NISSAN MOTOR INDIA PVT. LTD.

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Dinesh Trehan, Advocate
for the applicant.

Mr. Ayushman Singh, Advocate
for the respondent (through V.C.).

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 arbitration agreement dated 20.02.2014. A dispute erupted between the parties. The applicant served notice upon respondent seeking resolution of dispute through arbitral tribunal but to no avail.

3. Mr. Ayushman Singh, Advocate, counsel for the respondent expressed his inability to controvert execution of arbitration agreement and service of notice.

4. 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.



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5. Mr. Shri Krishan Kaushik, District and Sessions Judge (retired), residing at House No. 1118, Sector 46, Gurugram, Mobile No.9599499060 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.
6. The parties at the first instance will appear before the Arbitrator on 05.05.2025 at 10.00 A.M. and thereafter as directed by learned Arbitrator.
7. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the 1996 Act, as amended.
8. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the 1996 Act.
9. 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.
10. A request letter along with copy of this order be sent to Mr. Shri Krishan Kaushik.

21.04.2025
manoj

[JAGMOHAN BANSAL]
JUDGE

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