



ARB-637-2025 (O&M)

-1-

222

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

**ARB-637-2025 (O&M)
Date of Decision: 28.11.2025**

M/s A.S. Construction through its partners

.... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Ms. Deepali Puri, Advocate
for the petitioner.

Mr. Himanshu Bindal, Advocate,
for the respondents.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Section 11 of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') praying for appointment of an Arbitrator to adjudicate the disputes which have arisen between the parties.

2. Learned counsel for the petitioner submitted that there is a valid contract between the parties which contains a valid arbitration clause i.e. Condition 70 of the General Conditions of the Contract (Annexure P-4) and as per the aforesaid condition, the matter is to be referred to the Sole Arbitrator. She further submitted that once a dispute arose between the parties, a notice was given to the respondents vide Annexure P-9 on 28.11.2023 by invoking the aforesaid arbitration clause, but no response was received from the respondents regarding the same. Therefore, the present petition has been filed under Section 11 of the Act for appointment of a Sole Arbitrator.

**ARB-637-2025 (O&M)****-2-**

3. On the other hand, Mr. Himanshu Bindal, learned counsel for the respondents submitted that he has sought specific instructions to state that the respondents have no objection in case any independent Sole Arbitrator is appointed by this Court to adjudicate the disputes which have arisen between the parties.

4. In view of the above, the present petition is allowed. Mr. Kulwant Singh Rai Boparai, Advocate, resident of House No.1139, Sector-71, Mohali, Mobile No.9814120718, Email ID. kulwant0096@gmail.com, 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 Arbitration Act.

8. A request letter alongwith a copy of the order be sent to Mr.Kulwant Singh Rai Boparai, Advocate.

28.11.2025*Bhumika***(JASGURPREET SINGH PURI)
JUDGE**

- | | |
|-------------------------------|--------|
| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |