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

**ARB-672-2025
Date of Decision: 18.11.2025**

M/s Brightway Contractors and Developers

.... Petitioner

Versus

Punjab Heritage and Tourism Promotion Board, Chandigarh and others
..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Manbir Singh Batth, Advocate,
for respondents No.1 & 2.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') praying for appointment of an independent Arbitrator to adjudicate the dispute and difference that have arisen between the parties pertaining to an Agreement which was entered into between the parties for providing land scapping development in the outer and inner zones of the fort complex and monument lighting at Gobindgarh Fort, Amritsar-Land Scape Development Package 03-B, Phase-I.

2. Learned counsel for the petitioner submitted that an agreement was executed between the petitioner and the respondent vide Annexure P-1 which contains a valid arbitration clause i.e. Clause 24(b) and there was a pre-arbitration mechanism also which has already been resorted to and an

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Adjudicator has already passed an order which was not accepted by both the parties. He further submitted that in view of the above, the aforesaid arbitration clause has been invoked by the petitioner by issuing a notice to the respondent vide Annexure P-10 on 22.09.2025, but no response was received from the respondents regarding the same and therefore, an independent Arbitrator may be appointed by this Court.

3. On the other hand, Mr. Manbir Singh Batth, Advocate has caused appearance on behalf of respondents No.1 & 2 and submitted that he has instructions to state that the respondents have no objection in case any independent Arbitrator is appointed by this Court and he has also not disputed with regard to the Agreement (Annexure P-1) executed between the parties which contains an arbitration clause.

4. In view of the above, the present petition is allowed. Ms. Vikramjit Kaur Soni, resident of House No.2181, Block C, Sector-5, Eco City-I, New Chandigarh, Mobile No.9855285585 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 Ms.
Vikramjit Kaur Soni, Advocate.

18.11.2025

(JASGURPREET SINGH PURI)
JUDGE

Bhumika

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