



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ARB-648-2024 (O&M)
Reserved on : 16.10.2025
Pronounced on : 27.10.2025

Welspun Enterprises Limited (Erstwhile M/s Welspun Projects Ltd.)
.....Applicant
Versus
Greater Mohali Area Development Authority
....Respondent

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

Present: Mr. Aashish Chopra, Senior Advocate (arguing counsel), with
Mr. Abhinav Kaushik, Advocate, and
Ms. Rupa Pathania, Advocate, for the applicant.

Mr. Manpreet Singh Longia, Advocate, for the respondent.

SHEEL NAGU, CHIEF JUSTICE

1. Instant application u/s 11 (5) of Arbitration and Conciliation Act, 1996 (‘Act of 1996’ for brevity), seeks appointment of Arbitrator.
2. The rival parties herein entered into agreement dated 05.03.2012 (Annexure P-1) containing an arbitration clause as follows :

“25. **Disputes Resolution Mechanism**
(i) to (iv) xx xx xx xx
(v) All disputes or differences in respect of which the decision is not final and conclusive shall, at the request of either party made in communication sent through registered A.D. post, be referred to the sole arbitration of a Superintending Engineer of Greater Mohali Area Development Authority acting as such at the time of reference unless debarred from acting as an Arbitrator by an order of the Authority, in which event, the Employer shall appoint any other technical officer of the department to act as an arbitrator on receipt of a request from either party.”



5. *Disputes Resolution Mechanism*

(vi) to (xiii) xx xx xx xx

3. This is second application filed by applicant u/s 11 (5) of Act of 1996, after exhausting the first round in shape of ARB-65-2022, titled Welspun Enterprises Limited Vs. Greater Mohali Area Development Authority, decided on 21.10.2024, appointing Mr. Justice (Retd.) Krishna Murari, a former Judge of the Supreme Court, as Sole Arbitrator.

4. It is not disputed at the Bar by learned counsel for the rival parties that the said Arbitrator, so appointed vide order dated 21.10.2024 (Annexure R-1), has not yet rendered the Award and thus, the arbitration proceedings are still pending.

4.1 Accordingly, grievance of applicant can always be raised before the said Arbitral Tribunal, which, this Court has no manner of doubt, would be taken into account and considered by the learned Arbitrator.

4.2 This Court grants liberty to applicant to raise all the disputes, including the ones raised herein, before learned Arbitrator, so appointed vide order dated 21.10.2024, since the present application and the earlier application (ARB-65-2022) arise out of same agreement dated 05.03.2012.

5. Consequently, instant application stands disposed of with aforesaid liberty.

6. Pending application, if any, also stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

October 27, 2025
ndj

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