



239(1)
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

ARB-702-2025 (O&M)
Date of Decision: 22.12.2025

RAJENDER CONTRACTOR

...Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Jagdeep Singh Rana Advocate, for the petitioner.

Mr. Chirag Wadhwa, DAG, Haryana.

Mr. Rahul Mohan, Advocate, for respondents No.2 to 4.

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 disputes and differences which have arisen between the parties pertaining to an agreement entered into between the parties.

2. Learned counsel appearing on behalf of the petitioner submitted that there was an agreement (Annexure P-1) between the parties wherein there exists a valid arbitration clause i.e. Clause 25 and while referring to the aforesaid clause, he submitted that when the claim amount is less than Rs. 10 crores, then a single Arbitrator is to be appointed by the Engineer-in-



Chief from the panel of arbitrators approved by the Government. He submitted that the aforesaid arbitrator so stated in the aforesaid clause cannot be appointed in view of the provisions of Section 12(5) of the Act, being an interested party and also in view of the judgment of Hon'ble Supreme Court in ***Perkins Eastman Architects DPC and another versus HSSC (India) Limited, (2020) 20 SCC 760***. He submitted that a dispute arose between the parties with regard to the aforesaid agreement and thereafter, a legal notice was issued to the respondent vide Annexure P-11 dated 02.06.2025 invoking the aforesaid clause but the same was not responded to by the respondent and therefore, the present application has been filed seeking appointment of a Sole Arbitrator.

3. On the other hand, Mr. Chirag Wadhwa, learned DAG, Haryana and Mr. Rahul Mohan, Advocate appearing on behalf of respondents No.2 to 4 have submitted that they have instructions to state that the respondents have no objection in case a Sole Arbitrator is appointed by this Court for adjudication of the dispute since there exists a valid arbitration clause.

4. In view of the aforesaid facts and circumstances, the present petition is allowed. Mr. Chanchal K Singla, Senior Advocate, resident of # 544, Sector 109, Mohali Hills, SAS Nagar, Punjab, Mobile No. 9888345677, E-mail: chanchalksingla@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 Act.
8. A request letter alongwith a copy of the order be sent to Mr. Chanchal K Singla, Senior Advocate.

22.12.2025

(JASGURPREET SINGH PURI)

rakesh

JUDGE

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