Serial No. 03
Supplementary List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Arb. P. No. 9 of 2026

Date of Pronouncement: 28.10.2026
Uploaded on : 28.10.2026

M/s Pushkarraj Constructions Pvt. Ltd., through its Director,
Mr. Bharat Bhasin, 5/3C, N.C Sengupta Sarani,
Dum Dum Kolkata-700080

…. **Petitioner(s)**

Versus

1.Union of India
Through Chief Engineer Shillong Zone,
Military Engineer Service, Spread Eagle Falls,
Shillong-7930011 **… Respondent No. 1**

2. The ENGINEER-IN-CHIEF,
Military Engineer Services,
MoD Integrated HQ of Ministry of Defence (Army)
Kashmir House, Rajaji Marg, New Delhi-110011
… Respondent No. 2

Coram:

Hon'ble Mr. Justice H. S. Thangkhiew, Judge

Appearance:

For the Petitioner(s) : Mrs. P.D.B. Baruah, Sr. Adv. with
Mr. D.M. Rani, Adv.

For the Respondent(s) : Dr. N. Mozika, ASGI with
Ms. M. Myrchiang, Adv.

i)	Whether approved for reporting in Law journals etc:	Yes/No
ii)	Whether approved for publication in press:	Yes/No

JUDGMENT:

1. Pursuant to the order dated 26.10.2026, Dr. N. Mozika, the learned ASGI for the respondents has obtained instructions, and submits that due to the peculiarity of the case taking into account that the same arbitrator i.e. Shri Vijender Kumar Jain had been appointed in other similar matters, involving the same contractor, the said person Shri Vijender Kumar Jain may be appointed as the sole arbitrator to adjudicate the disputes and differences between the parties.

2. Accordingly in the circumstances, this matter is disposed of by referring the disputes and difference to the sole arbitrator as follows: -

i) Shri Vijender Kumar Jain is hereby appointed as the Sole Arbitrator to adjudicate upon the disputes and differences between the parties arising out of and in connection with the Agreement referred to above.

ii) A copy of this order will be communicated to the learned Sole Arbitrator by the petitioner within a period of 2(two) weeks, from the date of this order, along with contact details and other particulars of the parties to the Arbitral Tribunal alongwith a copy of this order.

iii) The learned Sole Arbitrator is requested to forward the Statutory Statement of Disclosure under Section 11(8) read with Section 12(1) of the A&C Act, 1996 to the advocates for the applicant, so as to enable them to file the same in the Registry of this Court, which shall retain the same in the file of this application, and a copy be furnished by the advocate for the applicant to the respondents.

iv) The parties shall appear before the learned Sole Arbitrator on such date and at such place as indicated, to obtain appropriate directions with regard to conduct of the arbitration, including fixing a schedule for pleadings, examination of witnesses, if any, schedule of hearing etc.

v) All arbitral costs and fees of the Arbitral Tribunal shall be borne by the parties equally in the first instance and shall be subject to

any final Award that may be passed by the Tribunal in relation to costs.

3. As ordered above, the instant application accordingly stands disposed of.

4. However, it is further noted that this order has been passed on the concession made by the respondents due to the peculiar nature of the case.

JUDGE

Meghalaya
28.10.2026
"V. Lyndem-AR-PS"

Verified
Digitally signed by: VALENTINO LYNDEM
Signed On: 28-10-2026 16:43:10 IST