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

ARB-125-2026

Date of decision: 24.03.2026

M/S AGLOW BUILDERS

...Applicant(s)

VERSUS

MUNICIPAL CORPORATION, JALANDHAR

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

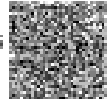
Present:- Mr. R. K. Girdhar, Advocate and
Ms. Kirandeep Kaur, Advocate
for the applicant.

Mr. Vikram Preet Arora, Advocate
for the respondent.

JASGURPREET SINGH PURI, J. (Oral)

1. The present application has been filed under Section 11 read with Section 12 of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') seeking appointment of an independent Arbitrator to adjudicate the dispute/claim of the applicant qua the work of painting of Central Verge and finishing of foot path of M.C. Jalandhar General.

2. Learned counsel for the applicant submitted that a contract was executed between the parties for the aforesaid work and the general conditions of the contract have been attached along with the present arbitration case as Annexure A-1, which contains an arbitration clause i.e. Clause 24 providing for the appointment of an Arbitrator, who will be the Superintending Engineer of

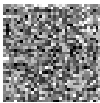


the respondent. He further submitted that the aforesaid person cannot be appointed as an Arbitrator being an interested party and contrary to law as the nominated person i.e. the Superintending Engineer is an employee of the respondent. He further submitted that since a dispute arose between the parties, the applicant invoked the aforesaid arbitration clause by issuing a notice dated 04.11.2024 (Annexure A-7) but no response was received from the respondents and therefore, the present application has been filed seeking appointment of an independent Arbitrator.

3. On the other hand, Mr. Vikram Preet Arora, Advocate has put in appearance on behalf of the respondent and has filed his power of attorney in the Court today, which is taken on record. He further submitted that he has specific instructions to state that the respondent has no objection in case any independent Sole Arbitrator is appointed by this Court to adjudicate the disputes which have arisen between the parties since there is no dispute with regard to the existence of the arbitration clause and invocation of the said arbitration clause by way of issuance of a notice vide Annexure A-7.

4. In view of the above, the present application is allowed. Ms. Jyoti Choudhary, Advocate, resident of House No.-2058/3, Sector 45-C, Chandigarh, mobile No.-9041075460, e-mail ID-jyotichoudharyadv@yahoo.co.in, 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 her 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 Ms. Jyoti Choudhary, Advocate.

24.03.2026
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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