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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ARB-544-2025 (O&M)
Date of decision: 10.02.2026

M/S ANSHU HOSPITALS LIMITED

...Applicant(s)

VERSUS

DR. NEERAJ DHAR

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

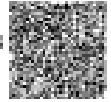
Present:- Mr. Anshul Jain, Advocate
for the applicant.

Mr. Naresh Kumar Khepar, Advocate
for the respondent.

JASGURPREET SINGH PURI, J. (Oral)

1. The present application has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') seeking appointment of an independent Arbitrator to adjudicate the disputes and differences which have arisen between the parties.

2. Learned counsel for the applicant submitted that there was a professional consultancy service agreement between the parties vide Annexure P-1 dated 01.02.2023, containing an arbitration clause i.e. Clause 17, which provides that all or any disputes arising out of the agreement shall be referred to and settled by binding arbitration of a mutually agreed Sole Arbitrator. He further submitted that a dispute arose between the parties and the applicant invoked the aforesaid arbitration clause by issuing a notice dated 15.02.2024



(Annexure P-7) through speed post, proposing the name of an Arbitrator but no response was received from the respondents and therefore, the present application has been filed seeking appointment of an independent Arbitrator.

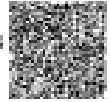
3. At this stage, Mr. Naresh Kumar Khepar, Advocate has appeared on behalf of the respondent and has filed his power of attorney in the Court today, which is taken on record. He submitted that there is no dispute with regard to the existence of the aforesaid professional consultancy service agreement, the arbitration clause and invocation of the said arbitration clause by way of issuance of notice vide Annexure P-7. He further submitted that the only objection of the respondent is that he was being pressurized by the applicant. He also submitted that the respondent may be granted liberty to raise all such pleas before the learned Arbitrator in accordance with law and at an appropriate stage.

4. I have heard the learned counsels for the parties.

5. There is no dispute with regard to the existence of the aforesaid service agreement, the arbitration clause and invocation of the said arbitration clause by way of issuance of notice vide Annexure P-7 and therefore, all the essential conditions for invoking Section 11 of the Act are fulfilled. The only objection raised by the respondent is that he was being pressurized by the applicant and he has sought liberty from this Court to raise all the legally permissible pleas, including the aforesaid plea, before the learned Arbitrator at an appropriate stage.

6. In view of the above, the present application is allowed.

Sh. Davinder Singh Khurana, Advocate, resident of # 4-D, Golden Towers 2,



Sector 68, Mohali, Office:- SCO – 3, First Floor, Near Union Bank, Sector 68, Mohali, mobile No.-9914954545, e-mail ID-khuranahighcourt@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.

7. Liberty is granted to the respondent to take all the legally permissible pleas available to him in accordance with law, including the aforesaid plea taken before this Court, before the learned Arbitrator at an appropriate stage.

8. 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.

9. Fee shall be paid to the learned Arbitrator in accordance with the Fourth Schedule of the Arbitration Act, as amended.

10. Learned Arbitrator is also requested to complete the proceedings as per the time limit prescribed under Section 29-A of the Act.

11. A request letter alongwith a copy of the order be sent to Sh. Davinder Singh Khurana, Advocate.

10.02.2026
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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