

Sr. No.5
Regular

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

Arb p No. 4/2020

M/s Inam and Company

...Appellant(s)/Petitioner(s)

Through: Mr. M. A. Makhdoomi, Advocate

Vs.

Airport Authority of India and Anr.

...Respondent(s)

Through: None

CORAM:

HON'BLE THE CHIEF JUSTICE

ORDER

29.07.2022

The petitioner is invoking Clause 25(2) of the contract for referring the dispute for adjudication to the sole arbitrator. The aforesaid clause provides that the Member Planning/Chairman Airport Authority of India shall appoint the sole arbitrator.

The petitioner by the legal notice dated 17.12.2019 has called upon the General Manager Engineer NR New Delhi, Airport Authority of India to appoint the arbitrator. The said General Manager is not the appropriate authority under the aforesaid clause to appoint arbitrator. Accordingly, petitioner is at liberty to approach the appropriate authority as provided under clause 25 for appointment of the sole arbitrator and thereafter if necessary to invoke the jurisdiction of this Court. The petition, as such, stand disposed of at this stage with liberty aforesaid.

(PANKAJ MITHAL)
CHIEF JUSTICE

SRINAGAR

29.07.2022

Aadil