



2020-JKLHC-JMU:8202

Sr. No. 08

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

CM No. 4145/2026 in
AA No. 23/2017

Shamusdin Bhat Alias S. Bhat Petitioner(s)

Through:- Mr. Pranav Sharma, Advocate.

V/s

The Managing Director and Anr.Respondent(s)

Through:- None.

CORAM : HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER
08.05.2026

1. This is an application filed by the petitioner for substitution of Arbitrator. It is stated that in terms of order dated 02.02.2024, Mr. Mohan Lal, Former Judge of this Court was appointed as an Arbitrator to adjudicate upon the dispute between the parties but the learned Arbitrator has expressed his inability to conduct the arbitration proceedings on account of his engagement with some Government assignment.

2. This Court had inadvertently recorded in its previous order dated 27.02.2026 that despite repeated opportunities, the petitioner has not taken steps for the service of the respondent, whereas the report of the Registry reveals that the notice was sent to the respondent but the same has not been received back. The respondent is presumably served but none has chosen to appear on its behalf. Accordingly, respondent is set ex-parte.



3. In view of the above, I am of the considered view that new Arbitrator is required to be appointed in place of Justice Mohan Lal (Retired Judge of this High Court).

4. Accordingly, I appoint Mr. Justice Vinod Chatterjee Koul, Former Judge of this Court as an Arbitrator to adjudicate upon the dispute between the parties on account of contract executed between the parties vide work order No. 8208/40 dated 01.03.2005. Rest of the terms of order dated 02.02.2024 shall remain the same.

5. CM is disposed of.

(Rajnish Oswal)
Judge

JAMMU
08.05.2026.
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