

ਪੰਜਾਬ ਵਾਟਰ ਸਪਲਾਈ ਅਤੇ ਸੀਵਰੇਜ਼ ਬੋਰਡ
ਪਲਾਟ ਨੰ: 1 ਬੀ, ਸੈਕਟਰ 27 ਏ, ਚੰਡੀਗੜ।

ਵਿਖੇ

ਕਾਰਜਕਾਰੀ ਇੰਜੀਨੀਅਰ,
ਪੰਜਾਬ ਵ/ਸ ਅਤੇ ਸੀਵਰੇਜ਼ ਮੰਡਲ,
ਮਾਨਸਾ।

ਨੰ: ਪਵਸਸਬ-2018/ਵ/ 13945 ਮਿਤੀ 1-8-18

Subject: Ext. & Augmentation W/S Scheme Mansa on turnkey basis (MDF) Providing Distribution lines, 2 MGD WTP, RCC clear water tank, pumping set and boundary wall etc. at Mansa

ਹਵਾਲਾ ਇਸ ਦਫਤਰ ਦਾ ਪਿੱਠ ਅੰਕਣ ਨੰ: 11933-35 ਮਿਤੀ 5.7.2018, ਉਕਤ ਵਿਸ਼ੇ ਤੇ

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਤੇ ਹਵਾਲੇ ਅਧੀਨ ਪੱਤਰ ਦੇ ਸਬੰਧ ਵਿੱਚ ਸ੍ਰੀ ਕੇ.ਐਸ.ਮੋਮੀ, (ਰਿਟਾਇਰਡ ਐਮ.ਡੀ.) ਸੋਲ ਆਰਬੀਟਰੇਟਰ, ਵਲੋਂ ਪ੍ਰਾਪਤ ਮਿਤੀ 17.7.2018(ਕਾਪੀ ਨੱਥੀ) ਜਿਸ ਵਿੱਚ ਉਨ੍ਹਾਂ ਵਲੋਂ ਉਕਤ ਵਿਸ਼ੇ ਸਬੰਧੀ ਸ੍ਰੀ ਐਮ.ਐਲ.ਬਾਂਸਲ (ਰਿਟਾਇਰਡ) ਨਿਗਰਾਨ ਇੰਜੀਨੀਅਰ ਕਮ ਆਰਬੀਟਰੇਟਰ ਵਲੋਂ ਕੀਤੀਆਂ 5 ਨੰਬਰ ਹੀਅਰਿੰਗ ਸਮੇਤ ਰਿਕਾਰਡ ਆਪ ਨੂੰ ਭੇਜਣ ਦੇ ਹੁਕਮ ਕੀਤੇ ਗਏ ਹਨ ਜੋ ਮੂਲ ਰੂਪ ਵਿੱਚ ਆਪ ਨੂੰ ਭੇਜਿਆ ਜਾਂਦਾ ਹੈ।

ਨੱਥੀ/- ਉਕਤ ਅਨੁਸਾਰ

ਕਾਰਜਕਾਰੀ ਇੰਜੀਨੀਅਰ (ਕੰਮ)
ਵਾਸਤੇ ਇੰਜੀਨੀਅਰ-ਇਨ-ਚੀਫ
ਕਮ ਤਕਨੀਕੀ ਸਲਾਹਕਾਰ

ਪਿੱਠ ਅੰਕਣ ਨੰ: ਪਵਸਸਬ-2018/ਵ/ 13946 ਮਿਤੀ:- 1-8-18

ਉਪਰੋਕਤ ਦਾ ਉਤਾਰਾ ਸ੍ਰੀ ਕੇ.ਐਸ.ਮੋਮੀ, (ਰਿਟਾਇਰਡ ਐਮ.ਡੀ.) ਸੋਲ ਆਰਬੀਟਰੇਟਰ, ਮਕਾਨ ਨੰ: 680 ਐਫ, ਸ਼ਹੀਦ ਭਗਤ ਸਿੰਘ ਨਗਰ, ਪੱਖੋਵਾਲ ਰੋਡ, ਲੁਧਿਆਣਾ ਨੂੰ ਸੂਚਨਾ ਅਤੇ ਉਕਤ ਹਵਾਲੇ ਸਬੰਧੀ ਭੇਜਿਆ ਜਾਂਦਾ ਹੈ।

ਮਿਸ ਪੰਜ 11/8/18
ਸ੍ਰੀ ਐ. (ਮਾਮਾ) ਜੀ
ਇਸ ਗਿਰਾ 31
Anilkumar HDH Mansa
3/8/18

ਕਾਰਜਕਾਰੀ ਇੰਜੀਨੀਅਰ (ਕੰਮ)
ਵਾਸਤੇ ਇੰਜੀਨੀਅਰ-ਇਨ-ਚੀਫ
ਕਮ ਤਕਨੀਕੀ ਸਲਾਹਕਾਰ



Date:10.01.2018

To
The Chief Executive Officer,
Punjab Water Supply & Sewerage Board,
Plot 1B, Sector- 27/ A, Chandigarh .

ਨਵੀਂ ਡਾਕ/ਮਿਤੀ 11/1/18

Handwritten notes and signatures on the right side of the page, including:
- 11/1/18
- PS/ਸੀ.ਐ.ਓ.
- 11018 ETC.
- Relates to EC(W)
- 12/1/18
- EC(W)
- 8/2/11
- S/W 02
- R.K.

Subject :-In the matter of arbitration of disputes/references arisen out of agreement relating to the work of Extension & Augmentation W/S Scheme Mansa on Trunkey Basis (MDF) "Providing Distribution lines, 2 MGD Water Treatment Plant, RCC Clear Water Tank 3 lac Gallon capacity OHSR , rising main to OHSR Clear Water Pumping Set and Boundary wall etc.

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14/1/18

Respected Sir,

Respectfully submitted that the applicant claimant, Ruldu Anand, is the Sole Proprietor of M/s Anand Associates SCO No 108 , Sector 47-C , Chandigarh has invoked arbitration clause of the contract agreement and thereafter the reference to the designated Arbitrator , the Superintending Engineer, Punjab Water Supply and Sewerage Circle, Bathinda was made vide letter dated 22-04-14 with copy to the Respondent Executive Engineer Punjab Water Supply & Sewerage Division, Mansa for adjudication of disputes and claims for Rs 3988504.00. The FDR dated 27-06-14 for Rs 400000.00 equal to 10% of the claimed amount was also deposited in the name of official designation of SE,PWSSB Circle, Bathinda in terms of arbitration clause (25-viii) of the contract agreement . The disputes and claims are still to be settled.

It is respectfully submitted that the present Superintending Engineer Punjab Water Supply & Sewerage Circle, Bathinda by his act and conduct is prejudice and biased towards the claimant and favours the Respondent by postponing the dates and fixing -re-fixing the dates in the manner convenient to Respondent or to his convenience and getting to place the record in the manner favourable to Respondent. He is not treating the claimant at par with Respondent as per law and in giving equal treatment to the Claimant in terms of section 18 of the Arbitration and Conciliation act 1996 which reads as under :-

“ Equal treatment of parties – The parties shall be treated with equality and each party shall be given a full opportunity to present the case “

He is acting in biased and prejudice manner and the Claimant is not expecting justice from him and request you to replace him and appoint another arbitrator for which yours are competent in terms of Arbitration clause 25 (vi) of the contract agreement

Sir the present case is pending since 4/2014 under the Arbitration and Conciliation Act 1996 and amended arbitration act – the Amended act of 2015 (Act No 3 of 2016)--- has been affective from 23rd October 2015 but will not cover the arbitration proceedings pending prior to its application unless the parties agrees--- Serial No 26 of the amended act . The Claimant has no objection if the proceedings are held and conducted by the New Arbitrator under the amended act of arbitration. The main feathurs of the amended act of arbitration is that the disputes and claims are to be settled within the time limit as prescribed under section 29A of the amended act and the arbitrator is in independent person as per Section 12of the amended act ie not the employee of the parties.

The applicant claimant request you to kindly change the present arbitrator and appoint another to adjudicate upon the disputes and claims .

With regards



(Claimant Applicant)

- 1) Allotment letter
- 2) Arbitration clause
- 3) Applicant letter dated 13-06-17
- 4) Proceedings No 15 to 17.

A copy of the above along with enclosures is forwarded to the Executive Engineer Punjab water Supply & Sewerage Division Mansa for information please.



Claimant Applicant

A copy of the above is forwarded to the Ld Arbitrator , The Superintending Engineer Punjab Water Supply & Sewerage Circle Bathinda for information please .



Claimant Applicant