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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **ARB.P. 202/2013**

M/S GEODESIC TECHNIQUES PVT LTD Petitioner
Through **Ms.Sangeeta Singh, Adv. with Mr.S.
Ravi Shanker, Adv.**

versus

M/S ERA INFRA ENGINEERING LTD Respondent
Through **Mr.Nilava Banerjee, Adv.**

CORAM:
HON'BLE MR. JUSTICE MANMOHAN SINGH

ORDER

% **31.05.2013**

Petitioner has filed the present petition under Section 11 of the Arbitration and Conciliation Act, 1996 for appointment of an arbitrator. The respondent was served. No reply has been filed. Learned counsel for the respondent has no objection if the prayer made in the petition be allowed. However, he states that according to the respondent some of the claims are not arbitrable. The liberty be granted to the respondent to take the necessary objections before the sole Arbitrator. The suggestion given by the respondent is acceptable to the petitioner. In view of the same, the present petition is allowed. Accordingly, Justice C.K.Mahajan, a retired Judge of this Court, R/o B-47, Friends Colony East, Mathura Road, New Delhi-110003 (Mob. No.9818000240) is appointed as a sole Arbitrator to adjudicate the disputes including their claims and counter-claims. The Arbitrator shall conduct the proceedings under the provisions of the

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Arbitration and Conciliation Act, 1996 and shall give prior notice before commencing the proceedings. Total fee of the learned Arbitrator shall be payable to the tune of ₹1,50,000/- which shall be borne by both the parties in equal proportion.

The petition is accordingly disposed of.

Copies of this order be given *dasti* to the learned counsel for the parties. A copy of the order be also sent to the learned sole Arbitrator.


MANMOHAN SINGH, J.

MAY 31, 2013/jk