

HIGH COURT OF JUDICATURE AT ALLAHABAD

ARBITRATION AND CONCILI. APPL.U/S11(4) No. - 133 of 2022

Jyoti CNC Automation Limited Applicant

Through :- Mr. Abhishek Sharma, Advocate

v/s

Union of India through General Manager,
Ordnance Factory, Kanpur

...Opposite Party

Through :- Mr. Navaneet Chandra Tripathi, Advocate

CORAM : HON'BLE RAJESH BINDAL, CHIEF JUSTICE

ORDER

1. The prayer made in the arbitration application filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act'), is for appointment of an Arbitrator for resolution of dispute arising between the parties.

2. The agreement dated July 9, 2016, which is for supply of CNC Horizontal Machining Center, Model MX 12MT, and the clause therein for resolution of dispute between the parties are not in dispute.

3. Learned counsel for the respondent fairly submitted that this Court may appoint an Arbitrator for resolution of dispute between the parties.

4. Learned counsel for both the parties are in agreement that Hon'ble Mr. Justice Arvind Kumar Tripathi, a retired judge of this Court, be appointed as Arbitrator for resolution of the dispute between the parties.

5. Accordingly, this Court appoints Hon'ble Mr. Justice Arvind Kumar Tripathi, a retired judge of this Court as Arbitrator, subject to His Lordship's consent in terms of provisions contained in Section 11(8)

read with Section 12(1) of the Act. His Lordship's address is AD-6, Ekanki Kunj Colony, Muir Road, Rajapur, Prayagraj-211001, Landline number is 0532-2624025, mobile numbers are 9415253690 and 9793367866 and e-mail is "ktripathi.arvind@gmail.com".

6. The matter is referred to the Arbitrator for resolution of the dispute between the parties. The Arbitrator shall be paid fees as per the schedule attached to the Act.

7. The present application is disposed of.

8. In case, the Arbitrator recuses, the matter shall be listed before the Court itself for further orders.

(Rajesh Bindal)
Chief Justice

Allahabad
24.01.2023
Manish Himwan/Ved

Whether the order is speaking : Yes

Whether the order is reportable : Yes/No