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Arb O.P(COM.DIV.) No. 450 of 2
and O.A.Nos. 29 and 30 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-07-2026

CORAM

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

**Arb O.P(COM.DIV.) No. 450 of 2026
and O.A.Nos. 29 and 30 of 2026**

M/s.Oxford Health Care
Represented by its Sole Proprietor Ms.
Govindasamy Poovizhi, No. 23, 1st Floor, Bypass
Service Road, SRR Nagar, Nolambur Phase II,
Mogappair, Chennai- 600037

..Petitioner and
applicant in all cases

Vs

1. Yazhi Scans,
Rep.by its Sole Proprietor,
Dr.Srinivasan Arthika, Door No.4/554, Pari
Salai, Mugappair East, Chennai – 600037.
2. Ms.G Prema

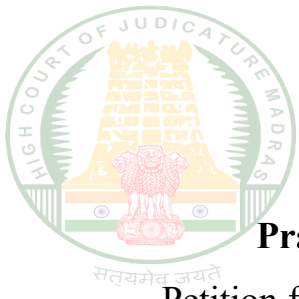
..Respondents in
Arb.O.P(Com.Div)No.
450 of 2026

1. Yazhi Scans,
Rep. By its Sole Proprietor,
Dr.Srinivasan Arthika,
Door No.4/554, Pari Salai,
Mugappair East, Chennai – 600 037.

2. N.Poosaithurai, S/o.Natesan

... Respondents in
O.A.Nos.29 and 30 of 2026

[2nd respondent impleaded by way of order dated 03.06.2026 in A.No.1241 of 2026]



Prayer in Arb.O.P(Com.Div)No.450 of 2026 : Arbitration Original Petition filed under Sections 14(2) and 15(2) of the Arbitration and Conciliation Act, 1996, for the following reliefs:

a) To Terminate the mandate of the sole arbitrator G.Prema in Arbitration Claim Petition No. GP/05/2025, and substitute a sole arbitrator to be appointed by this Hon'ble Court to adjudicate the disputes between the Petitioner and the 1st Respondent arising out of the Asset Purchase and Non-Compete Agreement dated 21.08.2025.

b) To direct the 1st respondent to pay the costs of the present petition

Prayer in O.A.No.29 of 2026: Original Application filed under Order XIV Rule 8 of the O.S.Rules read with Section 9(1)(ii)(a) of the Arbitration and Conciliation Act, 1996, to pass an order of interim injunction restraining the respondent from in any manner utilizing, transferring, encumbering or dealing with any of the assets, interests or goodwill of the business carried on in the name and style of Yazhi Scans;

Prayer in O.A.No.30 of 2026: Original Application filed under Order XIV Rule 8 of the O.S.Rules read with Section 9(1)(ii)(e) of the Arbitration and Conciliation Act, 1996, to pass an order of interim injunction restraining the respondent from either directly or indirectly carrying on business in the name and style of Yazhi Scans or any variant thereof;

For Petitioner : Ms.Ashwini Vaidialingam
[in all petitions]

For Respondent : Mr.R.Abdul Mubben [R1]
[in all petitions]



COMMON ORDER

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These petition and the applications have been filed for the following reliefs:

(a) Arbitration Original Petition (Com.Div). No.450 of 2026:

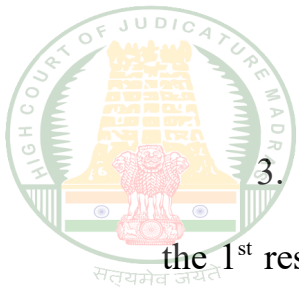
(i) To Terminate the mandate of the sole arbitrator G.Prema in Arbitration Claim Petition No. GP/05/2025, and substitute a sole arbitrator to be appointed by this Hon'ble Court to adjudicate the disputes between the Petitioner and the 1st Respondent arising out of the Asset Purchase and Non-Compete Agreement dated 21.08.2025.

(ii) To direct the 1st respondent to pay the costs of the present petition

(b) Original Application No.29 of 2026: To pass an order of interim injunction restraining the respondent from in any manner utilizing, transferring, encumbering or dealing with any of the assets, interests or goodwill of the business carried on in the name and style of Yazhi Scans;

(c) Original Application No.30 of 2026: To pass an order of interim injunction restraining the respondent from either directly or indirectly carrying on business in the name and style of Yazhi Scans or any variant thereof;

2. Heard the learned counsel for the petitioner and the learned counsel for the 1st respondent.

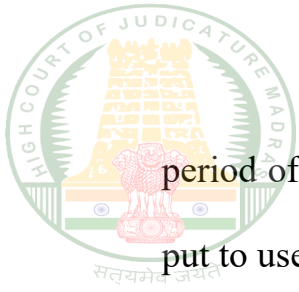


3. Serious contentions were raised by the learned counsel appearing for the 1st respondent for maintainability of the applications under Section 9 of the Arbitration and Conciliation Act, 1996 [in short, 'the Act'], in view of the order passed by the sole Arbitrator, whose appointment is under challenge in the OP filed under Sections 14 and 15 of the Act by the applicant. However, taking into consideration that an order of injunction was granted as prayed for by this Court as early as 09.01.2026, and as of today, the scan centre is under lock and key and the same is in possession of the 1st respondent in view of the injunction granted by this Court. The status quo as of today shall be maintained by the respective parties.

2. The learned counsel for the 1st respondent has no objection in substituting the Arbitrator by this Court and they had also in unison suggested the name of Mr.A.K.Sriram, Senior Advocate to be substituted as a sole arbitrator.

3. Accordingly, Mr.A.K.Sriram, Senior Advocate having office at 81, C.P.Ramaswami Road, Alwarpet, Chennai-600 018 [Ph.No.24993004, 24991608; Mob.No.9841043004] is appointed as sole Arbitrator.

4. The parties are at liberty to file an application under Section 17 of the Act and the learned Arbitrator is requested to dispose of the same within a



period of two(2) weeks, considering the nature of machineries that has not been put to use for past six (6) months.

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5. Accordingly, the Arbitration Original Petition stands ordered and the original applications stand closed. No costs.

23-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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K.KUMARESH BABU J.

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