

In the High Court of Judicature at Madras

Dated : 25.09.2015

Coram :

The Hon'ble Mr.Sanjay Kishan Kaul, Chief Justice

O.P.No.65 of 2015

M/s.Excelacom Technologies Pvt. Ltd.,
(formerly known as M/s.Allfon Systems
Pvt. Ltd.) Rep. by its Financial Controller,
Mr.K.Senthil Kumar.

.. Petitioner

-VS-

The Chairman and Managing Director,
State Industries Promotion Corporation
of Tamil Nadu Limited (SIPCOT),
No.19-A, Rukmani Lakshmipathy Road,
Egmore, Chennai.

.. Respondent

Petition filed under Section 11 (5) of the Arbitration and Conciliation Act, 1996, to appoint an Arbitrator(s) to decide the disputes and differences between the Petitioner and Respondent in terms of the Agreement / Lease Deed dated 03.11.2004.

For Petitioner : Mr.S.Silambanan, S.C.
M/s.Profexs Associates

For Respondent : M/s.Sudharshana Sundar

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O R D E R

On hearing the learned counsel for parties, though Clause 35 being the Dispute Resolution Clause requiring arbitrator to be appointed by the Government of Tamil Nadu, it is agreed that Mr.Justice S.Rajeswaran, a retired Judge of this Court, may be appointed as the Sole Arbitrator to enter upon reference and adjudicate the disputes between the parties under the aegis of the the Madras High Court Arbitration Centre.

2.I, thus, appoint **Mr.Justice S.Rajeswaran, a retired Judge of this Court**, as the Sole Arbitrator to enter upon the reference and adjudicate the disputes inter se the parties. As requested, the arbitration proceedings will be conducted under the aegis of the Madras High Court Arbitration Centre and the parties will be governed by the Rules of the Centre.

3.The original petition is, accordingly, allowed, leaving the parties to bear their own costs.

(S.K.K., CJ.)
25.09.2015

sra

Note: 1) Mark a copy to

- (i) The Addl. Registrar-Vigilance
Madras High Court Arbitration Centre,
Madras High Court Campus, Chennai.
- (ii) The Arbitrator, as referred above.

The Hon'ble Chief Justice

(sra)

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