

IN THE HIGH COURT OF BOMBAY AT GOA

APPLN. FOR APPOINTMENT OF ARBITRATOR NO. 2 OF 2016

MR.RAMCHANDRA KUMAR.

... Applicant

Versus

M/S.DIANA BUILDWELL LTD., THROUGH
ITS DIRECTORS.,

... Respondents

Ms. V. Shetye, Advocate for the applicant.

Mr. P. Vernekar, Advocate for the respondent.

Coram:- F. M. REIS, J.

Date:- 18th February, 2016

P.C.

Heard Ms. V. Shetye, learned counsel appearing for the applicant and Mr. P. Vernekar, learned counsel appearing for the respondent.

2. This is an application for appointment of arbitrator under Section 11(6) of the Arbitration and Conciliation Act, 1996. The fact that there is an arbitration clause in the agreement executed between the parties has not been disputed by the parties. It is also not disputed that the claim sought to be raised arises from such agreement. A notice was also issued to the respondent to appoint an arbitrator and as no response was forth-coming, the applicant filed the above application for appointment of an arbitrator.

3. Considering the facts and circumstances of the case and for the reasons recorded above, the following order is passed :

O R D E R

(i) Justice N. A. Britto, Retired Judge of this Court is appointed as a sole arbitrator to adjudicate the dispute between the parties.

(ii) The application stands disposed of accordingly.

F. M. REIS, J.

at*