

THE HON'BLE THE ACTING CHIEF JUSTICE RAMESH RANGANATHAN

ARBITRATION APPLICATION No.18 OF 2016

ORDER:

This application is filed seeking appointment of a sole arbitrator to adjudicate the disputes, between the applicant and the respondent, as contemplated under the manufacturing and supply agreement dated 09.01.2015. While the respondent disputes their liability, the fact that there exists an arbitration agreement, and the applicant had called upon them to appoint an arbitrator in terms thereof, is not in dispute.

Sri Challa Gunaranjan, Learned Counsel for the respondent, would fairly state that, in view of the arbitration agreement, a sole arbitrator may be appointed by this Court. Both Ms. Rubaina S. Khatoon, Learned Counsel for the applicant and Sri Challa Gunaranjan, Learned Counsel for the respondent would agree that Sri Justice C.V. Ramulu, a retired judge of this Court, be appointed as the sole arbitrator. The Learned Arbitrator shall fix his remuneration, and the incidental expenses for arbitration proceedings, in consultation with the parties. The Learned Arbitrator is requested to complete arbitration proceedings, and pass an award at the earliest, preferably within six months from the date of commencement of arbitral proceedings. The Learned Arbitrator is also requested, to the extent possible, to hold sittings in the mediation centre of the High Court.

The arbitration application is disposed of accordingly. No costs.

RAMESH RANGANATHAN, ACJ

Date: 09.12.2016
MRKR