

In the High Court of Judicature at Madras

Dated : 10.02.2017

Coram :

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

O.P.No.26 of 2017

M/.Aathees Hard Flooring,
rep. by its Proprietor Mr.N.Athimuthan,
L.D.C. College Road,
Chinna Chokkikulam,
Madurai-625 002.

.. Petitioner

-VS-

1.Future Generali India Insurance
Company Limited,
6th Floor, Tower-1,
India Bulls Finance Centre,
Senapati Bapat Marg,
Exphinstone Road,
Mumbai 400 013,
Maharastra.

2.The Branch Manager,
Future Generali India Insurance
Company Limited,
Sri Ram Centre, 3rd Floor,
D.No.180, P.P.Chavadi,
Theni Main Road,
Madurai Town.

.. Respondents

Petition filed under Section 11 (4) of the Arbitration and Conciliation Act, 1996, to appoint a retired Hon'ble Judge of this Hon'ble Court as a Third Presiding Arbitrator to dissolve the dispute between the petitioner and the respondents relating to the claim of the petitioner regarding the Insurance Policy No.2014-E0028188-FCA.

For Petitioner : Mr.S.Krishnasamy

For Respondents : Mr.M.B.Gopalan

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ORDER

The only issue is appointing the Presiding Arbitrator. The learned counsel for parties agree that Mr.Justice K.Chandru, a retired Judge of this Court be appointed as the Presiding Arbitrator and that the arbitration proceedings take place under the aegis of the Madras High Court Arbitration Centre.

2. I, thus, appoint Mr.Justice K.Chandru, a retired Judge of this Court, as the Presiding 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. In case of non-availability of the Madras High Court Arbitration Centre, the case may be held at Nani Palkhivala Arbitration Centre at No.22, Karpagambal Nagar, Mylapore, Chennai-600 004.

3. The original petition is, accordingly, allowed, leaving the

parties to bear their own costs.

(S.K.K., CJ.)
10.02.2017

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Note: 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

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