

\$~5

\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **ARB.P. 258/2017**

**HARVEST INTERNATIONAL SCHOOL SPONSORED BY**

**SRIRAM EDUCATIONAL TRUST** ..... Petitioner

Through Mr. Sowri Devi, Advocate

versus

**EDUCOMP SOLUTIONS LIMITED & ANR.** ..... Respondents

Through Mr. Ashutosh Kumar, Advocate

**CORAM:**

**HON'BLE MR. JUSTICE VIBHU BAKHRU**

**ORDER**

%

**04.05.2017**

1. The petitioner has filed the present petition under Section 11 of the Arbitration and Conciliation Act, 1996, *inter alia*, praying that an Arbitrator be appointed to adjudicate the disputes between the parties which has arisen in connection with the agreements dated 06.06.2012 and 16.05.2013. The said agreements include an arbitration clause which is set out below:-

“It any dispute or difference of any kind whatsoever arise between the parties in connection with or arising out of this Agreement or any part thereof, such dispute or difference shall be referred to an acceptable sole Arbitrator under the provisions of the Indian Arbitration and Conciliation Act, 1996, or any enactment or modification there under. The sole Arbitrator shall be appointed by Party A. The venue for arbitration shall be at New Delhi and the language shall

be English. The courts in New Delhi shall have jurisdiction to entertain all disputes between the parties.”

2. The respondents proceeded unilaterally to appoint an arbitrator to adjudicate the disputes. After some arguments, the learned counsel for the parties have agreed that a sole arbitrator is appointed under the rules of Delhi International Arbitration Centre (DIAC) to adjudicate the disputes between the parties in relation to agreements dated 06.06.2012 and 16.05.2013.
3. It is therefore, directed, with the consent of the parties, that the arbitrator be appointed under the Rules of Delhi International Arbitration Centre (DIAC). The parties shall appear before the Co-ordinator, DIAC on 15<sup>th</sup> May, 2017 at 11:00 AM. The arbitration shall be conducted under the aegis of DIAC and in accordance with its Rules.
4. The petition stands disposed of.

**VIBHU BAKHRU, J**

**MAY 04, 2017**

*sm*