

\$~11-12

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ O.M.P.(I) (COMM.) 77/2019 & IAs 3859/2019, 5498/2019
M/S. YOS SPORTS AND ENTERTAINMENT PVT. LTD.

..... Petitioner

Through: Mr.Wills Mathews, Mr.Paul John Edison,
Advs.

versus

M/S. TALENT INVIGORATION AND SPORTS MANAGEMENT PVT
LTD.

..... Respondent

Through: Mr.Dhruv Mohan, Mr.Akshay Sapral,
Ms.Akanksha Choudhary, Advs.

(12) ✓ O.M.P.(I) (COMM.) 90/2019 & IAs 4678/2018, 4924/2019
M/S. TALENT INVIGORATION AND SPORTS MANAGEMENT
PRIVATE

..... Petitioner

Through: Mr.Dhruv Mohan, Mr.Akshay Sapral,
Ms.Akanksha Choudhary, Advs.

versus

M/S. YOS SPORTS AND ENTERTAINMENT PRIVATE LIMITED.

..... Respondent

Through: Mr.Wills Mathews, Mr.Paul John Edison,
Advs.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

%

15.04.2019

1. These are cross petitions filed by the parties to the Agreement dated 21.12.2015 as modified by the Addendum dated 01.06.2017.
2. It is not disputed, and infact it is on that basis that these petitions have been filed, that there is an Arbitration Agreement between the parties contained in Clause 17 of the Agreement dated 21.12.2015.

5

3. Counsels for both the parties jointly request for appointment of an Arbitrator for adjudicating the disputes that have arisen between the parties in relation to the abovementioned Agreements.

4. In view of the above, I appoint **Ms.R.Kiran Nath**, Retd. District and Sessions Judge, Delhi (T-107, Aam Bagh, Near Andheria Modh, Mehrauli, Delhi-110030, Mobile-9910384659) as a Sole Arbitrator for adjudicating the disputes that have arisen between the parties.

5. The Arbitrator shall give a disclosure under Section 12 of the Act before entering into reference.

6. Either party shall be free to file the pleadings of these petitions before the Arbitrator in form of an application under Section 17 of the Act. The Arbitrator is requested to consider the same as expeditiously as possible.

7. In compliance with the order dated 15.03.2019, passed by this Court in OMP(I)(Comm.) No.77/2019, the respondent claims to have created the fixed deposit. The respondent shall not deal with the fixed deposit without the leave of the Arbitrator. The proceeds of the fixed deposit shall abide by the further directions of the Arbitrator.

8. In OMP(I)(Comm.) 90/2019, the interim order dated 29.03.2019 shall continue till further orders of the Arbitrator. The Arbitrator shall also consider the affidavit that was directed to be filed by the respondent under order dated 03.04.2019, and pass further directions.

9. The petition is disposed of with the above directions.

Dasti under the signature of the Court Master.


NAVIN CHAWLA, J

APRIL 15, 2019
RN