

IN THE HIGH COURT OF ORISSA AT CUTTACK

ARBP No. 25 of 2021

Birendra Kumar Mohanty

.... Petitioner

Mr. S. Nath, Advocate

-versus-

***The New India Assurance Co. Ltd. and
others***

.... Opposite Parties

Mr. S.K. Sarangi, Senior Advocate

**CORAM:
THE CHIEF JUSTICE**

Order No.

**ORDER
23.09.2022**

06. 1. The Petitioner has not produced any arbitration agreement. As pointed out in the counter affidavit of the Opposite Parties, in the absence of the Petitioner producing the arbitration agreement or even reproducing the arbitration clause in the agreement, it is not possible for this Court to appoint any Arbitrator. Further, no notice under Section 21 of the Arbitration & Conciliation Act, 1996 appears to have been issued to the Opposite Parties.
2. In these circumstances, while dismissing the present petition, the Court leaves it open to the Petitioner to seek other appropriate remedies as may be available to the Petitioner in accordance with law.

(Dr. S. Muralidhar)
Chief Justice