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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ O.M.P. (T) (COMM.) 58/2024

LATE GAJINDER PAL SINGH RANA

THROUGH SHRI S.P.S. RANA

.....Petitioner

Through: Mr Rikky Gupta and Ms Ananya
Singh, Advs.

versus

LATE SMT. VEENU NANGIA THROUGH LRS. & ORS.

.....Respondents

Through: Mr Raghu Tandon, Adv. (through
VC)

CORAM:

HON'BLE MR. JUSTICE JASMEET SINGH

ORDER

12.08.2024

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1. This is a petition under section 15 of the Arbitration and Conciliation Act, 1996 seeking substitution of the learned arbitrator for adjudication of disputes in the case titled "*G.P.S Rana, through his legal heirs v. Veenu Nangia.*"

2. On 22.04.2024, the learned Arbitrator informed the parties that he is unable to continue due to personal reasons. Hence, the present petition has been filed seeking substitution of the Sole Arbitrator.

3. Mr Tandon, learned counsel appears for the respondents and states that he has no objection to the petition being allowed leaving all his contentions on merits open to be agitated before the learned Arbitrator.

4. For the said reasons, keeping all the objections of the respondent on legal as well as factual issues open, the petition is allowed and the following directions are issued:-



- i) Mr. Ravi Sikri, Senior Advocate (Mob. No. 9811025852) is appointed as a Sole Arbitrator to adjudicate the disputes between the parties.
- ii) The arbitration will be held under the aegis of the Delhi International Arbitration Centre, Delhi High Court, Sher Shah Road, New Delhi (hereinafter, referred to as the 'DIAC'). The remuneration of the learned Arbitrator shall be in terms of the Fourth Schedule of the Arbitration & Conciliation Act, 1996.
- iii) The learned Arbitrator is requested to furnish a declaration in terms of Section 12 of the Act prior to entering into the reference.
- iv) It is made clear that all the rights and contentions of the parties, including as to the arbitrability of any of the claim, any other preliminary objection, as well as claims/counter-claims and merits of the dispute of either of the parties, are left open for adjudication by the learned arbitrator.
- v) The arbitration shall be started from the stage where the previous Arbitrator had recused himself.
- vi) The parties shall approach the learned Arbitrator within two weeks from today.

AUGUST 12, 2024/sr

JASMEET SINGH, J

Click here to check corrigendum, if any