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

+ **ARB.P. 1012/2023**

TRANSLINE TECHNOLOGIES LTD.

.....Petitioner

Through: Mr. Amit Kumar Singh, Adv.

versus

**BROADCAST ENGINEERING CONSULTANTS INDIA
LIMITED (BECIL) & ANR**Respondents

Through: Ms. Shruti Sharma, Advocate
Mr. Kundan Kumar, Advocate for
respondent No.2

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER
22.10.2024

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1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 by the Petitioners seeking appointment of an Arbitrator to adjudicate upon the disputes which have arisen between the parties under the Memorandum of Understanding (MoU) dated 18.12.2020 entered into between the parties. Under the said Agreement, the Respondent No.1 was appointed as the System Integrator for Fair Price Shop automation across the State of Uttarakhand.
2. Material on record indicates that the matter was sent to mediation to settle the dispute amicably between the parties but the mediation has failed.
3. Learned Counsel appearing for the Parties are *ad idem* in submitting that a Retired District Court Judge may be appointed to adjudicate upon the disputes between the Parties.



4. Accordingly, the Delhi International Arbitration Centre (DIAC) is requested to appoint a Retired District Court Judge to adjudicate upon the disputes between the Parties.
5. The arbitration would take place under the aegis of the Delhi International Arbitration Centre (DIAC) and would abide by its rules and regulations. The learned Arbitrator shall be entitled to fees as per the Schedule of Fees maintained by the DIAC.
6. The learned Arbitrator is also requested to file the requisite disclosure under Section 12(2) of the 1996 Act within a week of entering on reference.
7. All rights and contentions of the parties in relation to the claims/counter-claims are kept open, to be decided by the learned Arbitrator on their merits, in accordance with law.
8. Needless to say, nothing in this order shall be construed as an expression of this Court on the merits of the contentions of the parties.
9. The present petition stands disposed of in the above terms along with pending application(s), if any.

SUBRAMONIUM PRASAD, J

OCTOBER 22, 2024

S. Zakir