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

+ **O.M.P. (T) (COMM.) 135/2024**

MR.DEVENDRA SINGH

.....Petitioner

Through: Mrs. Raveena Dewan Sandal, Mr.
Kartik Sandal, Advocates.

versus

PUERTO LIFE SCIENCES PRIVATE LIMITEDRespondent

Through: Mr. Preetam Singh, Advocate.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

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19.11.2024

I.A. 45322/2024 (Exemption)

Allowed, subject to all just exceptions.

O.M.P. (T) (COMM.) 135/2024

1. This is an application under Section 15 of the Arbitration & Conciliation Act, 1996 for appointment of a substitute Arbitrator.
2. It is stated that an application under Rule 10.1 read with Rule 11 of the DIAC Rules had been filed by the Petitioner herein before the DIAC for appointment of a substitute Arbitrator. It is stated that before the application under Rule 10.1 read with Rule 11 of the DIAC Rules could be decided, the learned Arbitrator had recused himself from the present matter on 14.09.2024.
3. Material on record discloses that pleadings have been exchanged and issues are yet to be framed.



4. Accordingly, Ms. Vibha Datta Makhija, Senior Advocate, (Mob. No. 9810150602) is appointed as a Sole Arbitrator 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 Arbitration & Conciliation 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

NOVEMBER 19, 2024
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