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Arb. O.P. (Com. Div.) Nos.139,
140 and 141 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.06.2025

CORAM

THE HON'BLE Mr. JUSTICE ABDUL QUDDHOSE

Arb.O.P (Com.Div.) Nos.139, 140 and 141 of 2025

M/s.Tamil Nadu Water Investment
Company Ltd.,

Rep. By its Authorised Signatory

... Petitioner
in all petitions

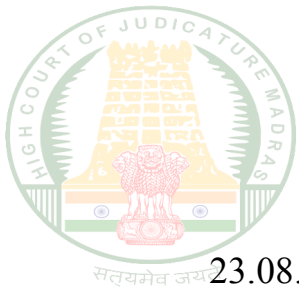
vs.

M/s.S. Periyapalayem Common Effluent
Treatment Plant Pvt. Ltd.,
S.F. No.:224/2, A, Periyapalayam,
Uthukuli Road,
Tirupur – 641 607.

... Respondent
in all petitions

Common Prayer: Arbitration Original Petitions (Commercial Division)
filed under Section 11(6) of the Arbitration and Conciliation Act, 1996
seeking for the following reliefs :-

a) to appoint an Arbitrator on behalf of the respondent for
adjudicating the disputes / claims between the petitioner and the
respondent that has arisen under the said Agreements, dated 22.08.2012,



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23.08.2013 and 23.08.2013 that had been entered into by and between
the parties herein.

b) to direct the respondent to pay to the petitioner the costs of this
proceeding and

c. to pass such further and or other orders as this Court may deem
fit.

For petitioner in all petitions	: Mr. S. Raghunathan
For respondents in all petitions	: Mr.T.V. Suresh Kumar for M/s.Genicon Legal

COMMON ORDER

These petitions have been filed under Section 11 of the Arbitration
and Conciliation Act, 1996, seeking for appointment of an Arbitrator by
this Court.

2. Earlier, Mr.R.Singaravelan, learned Senior Advocate, who was
appointed as the Arbitrator by this Court has recused himself from
functioning as Arbitrator.

3. Now, both the learned counsels on instructions have made an
endorsement in the respective Court bundles stating that the parties are



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agreeable for the appointment of Hon'ble Mr.Justice K.P.Sivasubramaniam(Retd.) as the sole Arbitrator to adjudicate the disputes between the parties arising out of the following agreements :-

- i) Project Management Agreement, dated 22.08.2012;
- ii) Operation and Supervision Agreement, dated 23.08.2013 and
- iii) Maintenance and Repair Agreement, dated 23.08.2013.

4. For the foregoing reasons, this Arbitration Original Petition is allowed as prayed for by issuing the following directions :-

a) This Court appoints Hon'ble Mr.Justice K.P.Sivasubramaniam (Retd.), residing at No.47, Pulla Avenue, Shenoy Nagar, Chennai – 600 030 as the sole Arbitrator to adjudicate the dispute between the parties arising out of the i) Project Management Agreement, dated 22.08.2012; ii) Operation and Supervision Agreement, dated 23.08.2013 and iii) Maintenance and Repair Agreement, dated 23.08.2013.

(b) The Arbitrator shall be paid his remuneration / fees in accordance with the 4th schedule of the Arbitration and Conciliation Act, 1996.

(c) Both the parties shall equally share the arbitrator's fees.



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(d) The Arbitrator shall conduct the arbitration in accordance with the provisions of the Arbitration and Conciliation Act, 1996 and shall complete the arbitration within the specified time as prescribed under the said Act.

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Index: Yes/ No
Speaking order / Non speaking order
Neutral citation : Yes / No
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ABDUL QUDDHOSE, J.

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