

Arb O.P(COM.DIV.) No. 4  
of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 13-10-2025**

WEB COPY

CORAM

**THE HONOURABLE MR JUSTICE N. ANAND VENKATESH**

**Arb O.P(COM.DIV.) No. 434 of 2025**

1. Shriram Foundations Private  
Limited  
Represented by Mr.Sudhakar Raja  
R5, A 2, Imayam Colony, 2nd  
Street, Anna Nagar, Western  
Extension, Chennai-6000101.

Appellant(s)

Vs

1. Mr.S.V.S.Kannan  
Trading as Madhav Associates  
Previously at Bakthavachalam  
Street, West Mambalam, Chennai-  
600033 Presently at, 4/1, Velu  
Street, West Mambalam, Chennai-  
600033.

Respondent(s)

**Arb O.P(COM.DIV.) No. 434 of 2025**

**PRAYER**

i.To Appoint Mr. Prasanna Venkatesh or any other person as it  
deems fit as the Sole Arbitrator under Section 11 (6) of the  
Arbitration and Conciliation Act, 1996, as amended, to resolve the  
disputes and differences arising between the parties under or in  
connection with the Loan Agreement dated 13/02/2021



WEB COPY

Arb O.P(COM.DIV.) No. 4  
of 2025



For Appellant(s): Ms.Mahima Makhisa, for  
Mr.S Eshwar

For  
Respondent(s):

### **ORDER**

This petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 [hereinafter called as the “Act”] for appointment of an Arbitrator.

2. When the matter came up for hearing on 28.07.2025, this Court passed the following order:-

*This petition has been filed under Section 11 of the Arbitration and Conciliation Act seeking for the appointment of an Arbitrator by this Court.*

*2. There seems to be a dispute between the petitioner and the respondent arising out of the Loan Agreement dated 13.02.2021. There exists an arbitration clause in the aforementioned Agreement. The same is extracted hereunder:*

*'8. Any dispute, claim or controversy arising out of or relating to this Agreement, shall be determined by arbitration in India, before a sole arbitrator appointed by Shriram Foundations Private Ltd. Arbitration shall be conducted in accordance with the Arbitration and*

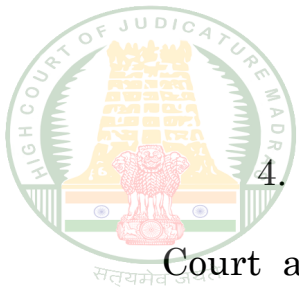


WEB COPY

*Conciliation Act, 1996. The seat of such arbitration shall be Chennai. All proceedings of such arbitration, including, without limitation, any awards, shall be in the English language. The award shall be final and binding on the parties to the dispute. 3.The petitioner has invoked arbitration in accordance with the arbitration clause by issuing notice to the respondent on 19.05.2025 to comply with the requirements of Section 21 of the Arbitration and Conciliation Act. No reply has been sent by the respondent for the same.*

*4.Since there exists an arbitration clause in the agreement, which is the subject matter of the dispute between the parties and since there is no consensus between the parties with regard to the name of the Arbitrator and since the petitioner has complied with the requirements of Section 21 of the Arbitration and Conciliation Act, 1996, this Court is issuing notice to the respondent returnable by 20.08.2025. Private notice is also permitted.*

3. A notice has been served on the respondent and the name of the respondent has also been printed in the cause-list. There is no appearance either in person or through counsel.



4. Taking into consideration the materials placed before this Court and the earlier order passed by this Court on 28.07.2025, Mr.C.PRasanna Venkatesh, Advocate, at 'Venkata Vijayam, Flat A Ground Floor, Plot No.2937, AL Block No.214, (New No.23) 14<sup>th</sup> main Road, Shanthi Colony, Anna Nagar, Chennai 600 040, Tamil Nadu, Mobile No.9841026310 email id [cpv@prasannalawfirm.com](mailto:cpv@prasannalawfirm.com) is appointed as sole Arbitrator and the Arbitrator is requested to adjudicate the arbitral dispute that were arising between the parties by holding the sittings in any venue in Chennai to the convenience of all concerned and render an award. Fees of the sole Arbitrator shall be in accordance with the Madras High Court Arbitration Centre (MHCAC)(Administrative Cost and Arbitrator's Fees) Rules 2017.

5. This Arb. OP is disposed of in the above terms. There shall be no order as to costs.

**13-10-2025**

rka

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



Arb O.P(COM.DIV.) No. 4  
of 2025



To

1.Mr.S.V.S.Kannan  
Trading as Madhav Associates  
Previously at Bakthavachalam  
Street, West Mambalam, Chennai-  
600033 Presently at, 4/1, Velu  
Street, West Mambalam, Chennai-  
600033.



WEB COPY

Arb O.P(COM.DIV.) No. 4  
of 2025



**N.ANAND VENKATESH J.**  
**rka**

**Arb O.P(COM.DIV.)**  
**No. 434 of 2025**

**13-10-2025**