



Arb.O.P.(Com.Divn.) No.543 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.10.2025

CORAM

THE HONOURABLE Mr. JUSTICE N. ANAND VENKATESH

Arb.O.P.(Com.Divn.) No.543 of 2025

1.M/s.Shrinithi Capital Private Ltd.,
Represented by its Chief Manager Mr.R.Selvam
At 2nd Floor, 2A, Mookambika Complex
No.4, Lady Desika Road, Mylapore
Chennai – 600 004.

2.M/s.Shriram Finance Limited
Represented by its Assistant Credit Manager
Mr.M.Sakthivel
Sri Towers,
Plot No.14A South Phase Industrial Estate
Guindy, Chennai – 600 032.

.... Petitioners

Vs

1.Karthigairajapandian
S/o.Koori
No.3/132, Vaduganthapuram
Paramakudi, Kulandapuri
Vinayagar Temple, Kamauthi
Ramanathapuram – 623 608.

2.Dinesh Gopal
S/o.Lakshmanan
No.3/13, Edaiyathur, Mosakkudi
Near Vinayagar Temple
Paramakudi
Ramanathapuram – 623 608.

.... Respondents



Prayer : Application filed under Section 11(6) of the Arbitration and Conciliation Act, 1996, praying to (a) appoint a Sole Arbitrator to adjudicate the disputes between the petitioner and the respondent arising out of the Loan Hypothecation Agreement dated 08.11.2023 and to pass orders

For Petitioner : Mr.K.Sendur Pandi

For Respondent : No Appearance

ORDER

This petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 [for brevity hereinafter referred to as the “Act”] for appointment of an Arbitrator to adjudicate the disputes between the petitioner and the respondent.

2. When the matter came up for hearing on 12.09.2025, this Court passed the following order:

“This petition has been filed for appointment of Arbitrator to adjudicate the dispute between the parties, which arises out of a loan cum hypothecation agreement dated 18.10.2022, which provides for referring the disputes to the Arbitrator in Article 11 of the agreement. The trigger notice dated 18.09.2024 under Section 21 of the Arbitration and Conciliation Act, 1996 was issued to the respondents.



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2. Notice to the respondents returnable by 14.10.2025.

Private notice is also permitted.

Post on 14.10.2025.”

3. Pursuant to the above order, notice was served on the respondents and affidavit of service has been filed. There is no appearance for the respondents either in person or through counsel.

4. Heard Mr.K.Sendur Pandi, learned counsel appearing for the petitioner and also perused the materials available on record.

5. Considering the fact that there is a valid agreement between the parties in line with Section 7 of the Act, which contains an arbitration clause, this Court is inclined to appoint an arbitrator.

6. In view of the above, Ms.Kavitha Rameshwar, Advocate, having office at Third Floor, Canara Bank Building, 257, Angappa Naicken Street, Chennai – 600001, Email ID: rklegal2005@gmail.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



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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.

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

27-10-2025

ds



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N. ANAND VENKATESH., J

ds

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