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Arbitration Original Petition (Com.Div.) No.621 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.12.2025

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Arbitration Original Petition (Com.Div.) No.621 of 2025

M/s.Five Star Business Finance Limited
Regd. Office at
New No.27 (Old No.4) Taylors Road,
Kilpauk, Chennai – 600 010.
Rep. By its Authorised Signatory
Madhusandhan Someswaran

..... Petitioner

Vs

1.Basavaraju
2.Indramma
3.H.B.Madhu Sudhan

..... Respondents

Prayer : Application filed under Section 11(6) of the Arbitration and Conciliation Act, 1996, praying to appoint a sole Arbitrator to adjudicate the differences and disputes between the petitioner and the respondents under the Loan Agreement dated 05.11.2019 bearing Reference No.FSKALALONS000005120652.

For Petitioner : Mr.P.Suresh

ORDER

This petition has been filed under Section 11 (6) of the Arbitration



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and Conciliation Act, 1996 [for brevity 'the Act'] for appointment of an

arbitrator to adjudicate the differences and disputes between the petitioner

and the respondents under the Loan Agreement dated 05.11.2019.

2. Notice has been served on respondents and affidavit of service has been filed and the names of respondents have also been printed in the cause list. There is no appearance either in person or through counsel. This Court finds that there is a valid agreement between the parties in line with Section 7 of the Act. The agreement also provides for arbitration clause in Article 10 of the Loan Agreement.

3. In view of the above, this Court is inclined to proceed further and appoint Sole Arbitrator and refer the dispute between the petitioner and the respondents to the Sole Arbitrator, which will be dealt with on its own merits and in accordance with law.

4. In the light of the above discussion, this Court appoints



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Mr.R.Vijayakumar, Advocate, 49/23, IInd Trust Main Road,

Mandavelipakkam, Raja Annamalaipuram, Chennai – 600 028, [Mobile

No.98410 57266], as the sole Arbitrator and the sole Arbitrator is

requested to adjudicate the arbitral disputes that had arisen between the

parties and render arbitral award by holding sittings in the 'Madras High

Court Arbitration Centre under the aegis of this Court' (MHCAC) as per

Madras High Court Arbitration Proceedings Rules 2017 and fee of Sole

Arbitrator shall be in accordance with the Madras High Court Arbitration

Centre (MHCAC) (Administrative Cost and Arbitrator's Fees) Rules

2017.

Accordingly, this petition is disposed of.

01.12.2025

Index:yes/no

NCC:yes/no

Speaking order/Non-speaking order

gm



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N.ANAND VENKATESH, J.

gm



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