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Arbitration Original Petition (Com.Div.) No.676 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.12.2025

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Arbitration Original Petition (Com.Div.) No.676 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.Mohammed Hussain
2.Noorjhan Begum
3.Mohammed Asif
4.Mohammed Abed

..... 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 10.02.2023 bearing Reference No.FSTSLALONS000005378181.

For Petitioner : Mr.P.Suresh



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ORDER

This petition has been filed under Section 11 (6) of the Arbitration 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 10.02.2023.

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



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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 Mr.B.Vijay, Advocate, No.257, 2nd Floor, Canara Bank Building, Angappan Naicken Street, Parrys, Chennai - 600 001 [Mobile No.98404 45527], 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.



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Index:yes/no

NCC:yes/no

Speaking order/Non-speaking order

gm

N.ANAND VENKATESH, J.

gm



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