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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

ARB-348-2025(O&M)

Date of Decision: 24.12.2025

KOTAK MAHINDRA PRIME LTD.

....Petitioner(s)

Versus

MADHU KAKRIA AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

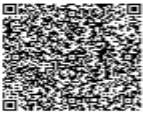
Present: Mr. Ramdeep Partap Singh, Advocate,
for the petitioner.

Ms. Diksha, Advocate,
for the respondents.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 11(5) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') praying for appointment of an independent Arbitrator to adjudicate the disputes and differences which have arisen between the parties pertaining to an agreement entered into between the parties.

2. Learned counsel appearing on behalf of the petitioner submitted that there was an agreement (Annexure P-2) between the parties wherein there exists a valid arbitration clause i.e. Clause 31. He submitted that a dispute arose between the parties with regard to the aforesaid agreement and thereafter, a notice was issued under Section 21 of the Act to the respondents vide Annexure P-3 dated 07.02.2025 invoking the aforesaid



clause but the same was not responded to by the respondents and therefore, the present application has been filed seeking appointment of a Sole Arbitrator.

3. Ms.Diksha, Advocate has appeared on behalf of the respondents and has filed her power of attorney which is taken on record. She submitted that she has instructions to state that the respondents have no objection in case a Sole Arbitrator is appointed by this Court for adjudication of the dispute since there exists a valid arbitration clause.

4. In view of the aforesaid facts and circumstances, the present petition is allowed. Dr. Deepak Jindal, Advocate, resident of House No. 3598, Sector 35D, Chandigarh, Mobile No. 9417293545, Email ID: drdeepakjindal@rediffmail.com, is nominated as the Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory provisions including Section 12 of the Act.

5. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed and communicated by the learned Arbitrator at his convenience.

6. Fee shall be paid to the learned Arbitrator in accordance with the Fourth Schedule of the Arbitration Act, as amended.

7. Learned Arbitrator is also requested to complete the proceedings as per the time limit prescribed under Section 29-A of the Act.

8. A request letter alongwith a copy of the order be sent to Dr. Deepak Jindal, Advocate.

24.12.2025

(JASGURPREET SINGH PURI)

rakesh

JUDGE

Whether speaking : Yes/No
Whether reportable : Yes/No