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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **ARB.P. 255/2025**

SOPAN RESTAURANT

.....Petitioner

Through: Mr. Akshat Bajpai, Mr. Shobhit
Trehan, Ms. Renuka Parmanand, Ms.
Vedika Dalmia, Advocates.

versus

**INDIAN RAILWAY CATERING AND TOURISM
CORPORATION LIMITED**

.....Respondent

Through: Mr. Hashmat Nabi, Ms. Farah Naaz
and Mr. Toshif Ahmed, Advocates.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

18.02.2025

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1. The Petitioner has approached this Court under Section 11(6) of the Arbitration and Conciliation Act, 1996 by the Petitioner seeking appointment of an Arbitrator to adjudicate upon the disputes which have arisen under a tender floated by the Respondent for operating refreshment rooms (Kitchen Units) at Railway Stations. The tender contains an Arbitration Clause. Since, the headquarters is in Delhi, this Court has the territorial jurisdiction to entertain the present petition.

2. Mr. Hashmat Nabi, learned Counsel, enters appearance on behalf of the Respondent. He has instructions to state that an Arbitrator be appointed for adjudicating the disputes.

3. Accordingly, Mr. H S Kohli, Advocate (Mob No: 9810119661) is appointed as a Sole Arbitrator to adjudicate upon the disputes between the



parties.

4. The arbitration would take place under the aegis of the Delhi International Arbitration Centre (DIAC) and would abide by its rules and regulations. The learned Arbitrator shall be entitled to fees as per the Schedule of Fees maintained by the DIAC.

5. The learned Arbitrator is also requested to file the requisite disclosure under Section 12(2) of the Arbitration & Conciliation Act within a week of entering on reference.

6. All rights and contentions of the parties in relation to the claims/counter-claims are kept open, to be decided by the learned Arbitrator on their merits, in accordance with law.

7. Needless to say, nothing in this order shall be construed as an expression of this Court on the merits of the contentions of the parties.

8. The present petition stands disposed of in the above terms along with pending application(s), if any.

SUBRAMONIUM PRASAD, J

FEBRUARY 18, 2025

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