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

+ **ARB.P. 981/2025**

**SUPERWAVE COMMUNICATIONS AND INFRASOLUTIONS  
PVT. LTD.**

.....Petitioner

Through: Mr. Sahil Kakkar and Mr. Vinod  
Patidar, Advocates.

versus

**DIGIHIVE SOLUTIONS PVT. LTD.**

.....Respondent

Through: Mr. Akshay Sharma and Mr. Dev  
Pratap Shahi, Advocates.

**CORAM:**

**HON'BLE MS. JUSTICE JYOTI SINGH**

**ORDER**

**06.10.2025**

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1. This petition is filed on behalf of the Petitioner under Section 11(6) of Arbitration and Conciliation Act, 1996 for appointment of a Sole Arbitrator.
2. Learned counsel for the Respondent takes a preliminary objection to the maintainability of this petition on the ground that neither in the invocation notice dated 30.04.2025 nor in the petition, Petitioner has spelt out the claims/disputes it seeks reference of to the Arbitrator.
3. Learned counsel for the Petitioner, on instructions, seeks to withdraw this petition with liberty to send a fresh invocation notice with complete and better particulars detailing the claims/disputes, of which reference is sought to arbitration as also liberty to seek recourse to appointment of Arbitrator in Court, in case Respondent declines to consent to the appointment.
4. Petition is disposed of as withdrawn with liberty, as prayed for in



accordance with law. Needless to state, Court has not expressed any opinion on the merits of the case and all rights and contentions of parties are left open.

**OCTOBER 6, 2025/Ch**

**JYOTI SINGH, J**