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

+ **ARB.P. 1898/2025**

MR. NARESH MANSUKHANI

.....Petitioner

Through: Mr. Surjendu Sankar Das, Ms. Annie Mittal and Ms. Yoovika Toor, Advocates

versus

JUNIPER GREEN ENERGY LIMITED

.....Respondent

Through: Mr. Hardeep Sachdeva, Mr. Abhyudai Singh, Mr. Abhishek Awasthi and Mr. Mukund Rawat, Advocates

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

17.11.2025

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1. This Petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 seeking appointment of an Arbitrator to adjudicate upon the disputes which have arisen between the parties under a Management Incentive Agreement dated 11.08.2020.

2. It is stated that under the said Agreement, the Petitioner was appointed as the Chief Executive Officer of the Respondent/Juniper Green Energy Private Limited on 06.10.2018 and was offered a Management Incentive Plan under which he was allotted 620 Class B Equity Shares at a face value of Rs. 10/- per share, constituting 1.55% of the total equity of the Respondent. It is stated that the Respondents have failed to comply with their obligations and, therefore, disputes have arisen between the parties. It is stated by the learned Counsel for the Petitioner that as on date about Rs.65



crores towards differential value of the Class B shares and Rs. 300 crores towards ESOP-linked entitlements is due and payable by the Respondent.

3. Clause 6 of the Agreement is the dispute resolution clause. A notice dated 13.09.2025 under Section 21 of the Arbitration and Conciliation Act, 1996, was sent by the Petitioner to the Respondents invoking Arbitration. It is stated that the Respondents, in their reply dated 27.09.2025 & 12.10.2025 rejected the request of the Petitioner to appoint a Sole Arbitrator for adjudication of the disputes between the parties. The Petitioner has, therefore, approached this Court by filing the present Petition.

4. In view of the fact that disputes have arisen between the parties and there is an arbitration clause in the Agreement, this Court is inclined to appoint an Arbitrator to adjudicate upon the disputes between the parties.

5. Accordingly, Justice Vineet Saran, Former Judge of Hon'ble Supreme Court, Advocate (Mob: 7897420209) is appointed as the Sole Arbitrator to adjudicate upon the disputes between the parties.

6. 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.

7. The learned Arbitrator is also requested to file the requisite disclosure under Section 12(2) of the Arbitration & Conciliation Act within two weeks of entering the reference.

8. 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.

9. Needless to say, nothing in this order shall be construed as an



expression on the merits.

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

SUBRAMONIUM PRASAD, J

NOVEMBER 17, 2025

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