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Arb O.P(COM.DIV.) N

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-01-2026

CORAM

THE HONOURABLE Mr. JUSTICE N. ANAND VENKATESH

Arb O.P(COM.DIV.) No. 740 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 Authorized Singnatory
Madhusandan Someswaran

Petitioner(s)

Vs

1.Lachamamma B
2.Shivakumara
3.Nagaraj

Respondent(s)

PRAYER

To appoint a Sole Arbitrator to adjudicate the differences and disputes between the petitioner and the respondents under the Loan Agreement dated 25.03.2024 Bearing Reference Number FSKALALONS000005537302.

For Petitioner(s): Mr.P.Suresh

ORDER

This petition has been filed under Section 11(5)&(6) of the Arbitration and Conciliation Act, 1996 (for brevity 'the Act') for appointment of a sole Arbitrator to adjudicate upon the differences/disputes between the petitioner and the respondents under the loan agreement dated 25.03.2024.



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2. When the matter came up for hearing on 21.11.2025, this Court passed the following order:

“This original petition has been filed under Section 11(5) of the Arbitration and Conciliation Act, 1996 seeking for appointment of an Arbitrator to adjudicate the disputes between the petitioner and the respondents in terms of Article 10 of the arbitration loan agreement dated 25.03.2024.

2. The trigger notice under Section 21 of the Arbitration and Conciliation Act has been issued on 09.06.2025.

3. Notice to the respondents returnable by 17.12.2025. Private notice is also permitted.

4. Post the case on 17.12.2025.”

3. It is seen that the notice sent to the respondents were returned with an endorsement ‘refused’. Hence, there is deemed service of notice on the respondents. The name of the respondents have also been printed in the cause list and there is no appearance either in person or through counsel.

4. Heard the learned counsel for the petitioner and carefully perused the materials available on record.

5. It is seen that there is a valid agreement between the parties in line with Section 7 of the Act and it contains an arbitration clause. In view of the same, this Court is inclined to appoint an arbitrator and accordingly, **Mr.B.Vijay, Advocate, having office at 2nd Floor, Canara Bank Building, Angappa Naicken Street, Chennai-600 001 (Mobile No.98404 45527)**, is appointed as the sole Arbitrator and the sole Arbitrator is requested



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to adjudicate the arbitral disputes that had arisen between the parties and render an arbitral award by holding sittings in the Madras High Court Arbitration Centre under the aegis of this Court as per Madras High Court Arbitration Proceedings Rules, 2017 and fee of the 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

Neutral Citation:Yes/No



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