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

+ **ARB.P. 351/2026 & I.A. 5032/2026**

**INDIAN RAILWAY CATERING AND TOURISM
CORPORATION**

.....Petitioner

Through: Mr. Sunil Goyal, Ms. Shivani Tayal
& Ms. Deepa Rathor, Advs.

versus

M/S KAPOOR TENT AND CATERERS

.....Respondent

Through: Mr. Akshat Bajpai, Mr. Shobhit
Trehan, Mr. Atul Pandey, Ms. Renuka
Parmanand, Ms. Vedika Dalmia &
Ms. Jayashree Mishra, Advs. (through
VC)

CORAM:

HON'BLE MR. JUSTICE AVNEESH JHINGAN

ORDER

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08.04.2026

1. The present petition is filed under Section 11 of the Arbitration and Conciliation Act, 1996 (for short 'the Act') for appointment of an arbitrator.
2. The brief facts are that the respondent was successful bidder in the tender invited by the petitioner for the "Operation, Maintenance and Provision of Catering Services In/Through Refreshment Rooms (Kitchen Unit)" On 04.08.2021, the petitioner issued the Letter of Award which was accepted by the respondent vide Letter of Acceptance dated 11.08.2021. Disputes arose between the parties to the *lis*. The petitioner on 07.01.2026 issued a notice under Section 21 of the Act and initiated arbitration proceedings. Clause 5.1 of the General Conditions of License of the Open E-



Tender Cum Auction Bid Document provides for arbitration clause. On failure to do the needful, the present petition was filed.

3. Learned counsel for the respondent on instructions has no serious objection for referring the matter to arbitration.

4. Accordingly, the petition is allowed by appointing Mr. Sandeep Khurana, Advocate (Mobile No. 9810118389) as the sole arbitrator for adjudication of the disputes which have arisen between the parties.

5. Arbitral proceedings will be held under the aegis of Delhi International Arbitration Centre (DIAC). Fee of the Arbitrator shall be fixed as per fee schedule.

6. Before entering upon reference, the learned Arbitrator will comply with Section 12 of the Act.

7. It is made clear that since this Court has not expressed any opinion on the merits of the rival claims of the parties and it will be open for the parties to file their respective claims/counter claims before the learned Arbitrator which will be considered in accordance with law.

8. A copy of this order be forwarded to the learned Arbitrator for information.

AVNEESH JHINGAN, J

APRIL 8, 2026
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