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

+ **ARB.P. 414/2026**

M/S YASHIKA GROWTH PVT LTD

.....Petitioner

Through: Mr. Dheeraj Kumar Nag, Advocate.

versus

M/S COGENT TRANSWARE SOLUTIONS PVT. LTD

.....Respondent

Through: Mr. Hitesh Chopra, Mr. Rahul Kumar
and Mr. Parth Sinha, Advocates.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **04.05.2026**

1. The present petition has been filed under Section 11(6) of the Arbitration & Conciliation Act, 1996 for appointment of an Arbitrator to adjudicate the disputes which have arisen between the parties under a Manpower Services Agreement dated 23.01.2021 (*hereinafter referred to as 'the Agreement'*).
2. It is the case of the Petitioner that as per the said Agreement, the Respondents took the services of the Petitioner for providing manpower at different locations in the State of U.P. and Haryana.
3. It is stated that a sum of Rs.16,35,978/- was due and pending as on February, 2025. A legal notice was issued by the Petitioner on 04.06.2025 which was replied to by the Respondent on 07.06.2025.
4. It is stated that since the disputes arose between the parties, the Petitioner issued a notice under Section 21 of the Arbitration & Conciliation



Act, 1996 invoking arbitration in terms of Clause 12 of the Agreement.

5. Clause 12 of the Agreement provides for a dispute resolution wherein the parties have agreed to get their disputes resolved through arbitration. The said clause specifies that the arbitration shall be at Delhi and therefore, in absence of any *contrary indica*, the seat of arbitration is to be construed as Delhi.

6. Notice in the present Petition was issued on 13.03.2026. Learned Counsel appearing for the Respondent states that he has no objection to the present Petition.

7. In view of the fact that disputes have arisen between the parties and the Agreements contain an arbitration clause, this Court is inclined to appoint an Arbitrator to adjudicate upon the disputes between the parties.

8. Accordingly, Ms. Asmita Singh, Advocate (Mob. No: 9643520339) is appointed as the Sole Arbitrator to adjudicate upon the disputes between the parties.

9. 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.

10. The learned Arbitrator is also requested to file the requisite disclosure under Section 12(2) of the Arbitration and Conciliation Act, 1996 within two weeks of entering on reference.

11. 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.

12. 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.

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

SUBRAMONIUM PRASAD, J

MAY 4, 2026

Rahul