$~8

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

\# **CNR No. DLHC010444322026**

\+ ARB.P. 1677/2026

SHRI. MANISH MAGGU .....Petitioner

Through: Mr. Anirudh Gupta, Adv.

Versus

SHRI. ANUP MAGGU .....Respondent

Through: None.

CORAM:
HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

JUDGMENT(ORAL)

% 19.11.2026

1. The present petition has been filed under Section 11 of the Arbitration and Conciliation Act, 1996[1] seeking appointment of a Sole Arbitrator.

2. As per the affidavit of service dated 03.11.2026, newspaper publication has been duly made by the Petitioner as per Order V Rule 20 of the Code of Civil Procedure, 1908 upon the Respondent. The proof of the same as published is as follows:

[1] "Act" hereinafter

Signature Not Verified
Signed By:ANUBHAV TRIPATHI
Signing Date:21.11.2026 11:58:55

5

पंजाब केसरी दिल्ली एनसीआर

पंजाब केसरी दिल्ली एनसीआर

अवैध संबंध के शक में पत्नी के सिर पर हथौड़े से किए ताबड़तोड़ वार

आरोपी दिवंगत के बहनोई का भतीजा, मामला आर्थिक लेनदेन से जुड़ा होने का संदेह

आठ साल की बेटे और पांच साल के बेटे के सामने हैवानियत, घायल दलालमंडी अस्पताल में भर्ती

पोस्टी | नाम परिवर्तन | जन्म परिवर्तन | खोया पाया | सार्वजनिक सूचना | कोर्ट नोटिस | कार्ट नोटिस

I, Divit@Divij S/o Pallavi Chaudhry R/o 93, Paschim Enclave, New Delhi-110087 have changed my name to Divij Chaudhry for all purposes. 1311155

I, Mohammad Faisal Beg S/o Ashfak Ahmad, R/o 1480, Bhadur Road,Village Premnagar Majre Atampur Basai, hereafter known as "Tanu" in school records. However my correct and full name is "Tanu Kasana". I hereby state that my correct name is "Tanu Kasana", and the same shall be used in all my future documents and records for all purposes. 1311173

I, Surender Singh S/o Sukhvinder Singh Resident Of Fies are Satya Prakash S/o Mother Dhani Ram R/o A-229/7, Gali No-11 Beg and Ashfak

I, Nitherto Known as Dharamveer Singh S/o Late Shri Ram Singh R/o 93, Paschim Enclave, New Delhi-110087 have changed my name to Divij Chaudhry for all purposes. 1311167

I, Mohammad Faisal Beg S/o Ashfak Ahmad, R/o 1480, Bhadur Road,Village Premnagar Majre Atampur Basai, hereafter known as "Tanu" in school records. However my correct and full name is "Tanu Kasana". I hereby state that my correct name is "Tanu Kasana", and the same shall be used in all my future and Ashfak Ahmed and Faziya Irshad from Muslim to Hindu for all purposes. On my original 10th Class certificate. The information that I, & My Father and My Mother are Prakash S/o Ram R/o A-11 Beg and Ashfak

I, Harish Chandra Das, S/o Late Shri Deep Enclave, Vikas Residence B-157, Uttam Nagar East-110059 I am the owner/allottee of Plot No. B-157, Deep Enclave,Vikas Nagar, Uttam Nagar East - 110059 have lost the original documents, could not be found. If any person found, please inform the above address/ Mobile-9971180571, 1311184

I Shabana Khatun, D/o Late Shri Ansari, R/o 37B, Tahirpur Village, Shri Dharam Chand Khanna R/o B1-1501, County 107 near Mohammad Faisal Changed my religion Delhi- 110095. have Kalpur market Siddiqui in my 10th 30/10/2026. 1311173

I, Surender Singh S/o Late Shri Ram Singh R/o 93, Paschim Enclave, New Delhi-110087 have changed my name to Divij Chaudhry for all purposes. 1311167

I, Mohammad Faisal Beg S/o Ashfak Ahmad, R/o 1480, Bhadur Road,Village Premnagar Majre Atampur Basai, hereafter known as "Tanu" in school records. However my correct and full name is "Tanu Kasana". I hereby state that my correct name is "Tanu Kasana", and the same shall be used in all my future and Ashfak Ahmed and Faziya Irshad from Muslim to Hindu for all purposes. On my original 10th Class certificate. The 30/10/2026. 1311173

I, Surender Singh S/o Sukhvinder Singh Resident Of Fies are Satya Prakash S/o Mother Dhani Ram R/o A-229/7, Gali No-11 Beg and Ashfak

I, Nitherto Known as Dharamveer Singh S/o Late Shri Ram Singh R/o 93, Paschim Enclave, New Delhi-110087 have changed my name to Divij Chaudhry for all purposes. 1311167

I, Mohammad Faisal Beg S/o Ashfak Ahmad, R/o 1480, Bhadur Road,Village Premnagar Majre Atampur Basai, hereafter known as "Tanu" in school records. However my correct and full name is "Tanu Kasana". I hereby state that my correct name is "Tanu Kasana", and the same shall be used in all my future and Ashfak Ahmed and Faziya Irshad from Muslim to Hindu for all purposes. On my original 10th Class certificate. The information that I, & My Father and My Mother are Prakash S/o Ram R/o A-229/7, Gali No-11 Beg and Ashfak

I, Harish Chandra Das, S/o Late Shri Deep Enclave, Vikas Residence B-157, Uttam Nagar East-110059 I am the owner/allottee of Plot No. B-157, Deep Enclave,Vikas Nagar, Uttam Nagar East - 110059 have lost the original documents, could not be found. If any person found, please inform the above address/ Mobile-9971180571, 1311184

I Shabana Khatun, D/o Late Shri Ansari, R/o 37B, Tahirpur Village, Shri Dharam Chand Khanna R/o B1-1501, County 107 near Mohammad Faisal Changed my religion Delhi- 110095. have Kalpur market Siddiqui in my 10th 30/10/2026. 1311173

I, Surender Singh S/o Sukhvinder Singh Resident Of Fies are Satya Prakash S/o Mother Dhani Ram R/o A-229/7, Gali No-11 Beg and Ashfak

एजेंसी फोटो

मकान में रह रहा था परिवार

सात-आठ साल से किराये के



TIMES CITY 330 4

Delhi-NCR: A single entity for life and work marred by differing govt policies

'OK To Drive A Non-BS VI Car In Ggn Or Noida But Not In Delhi. Isn't That Farcical?'

City sees first 'very poor' AQI this yr, office hub near 'severe'

WHAT GRAP STAGE-II MEANS

Non-BS VI vehicle curbs & police checks to continue, delay at border likely today too

ALL CHOKED UP

Del HC refuses to halt entry curbs on non-BS VI vehicles

School Buzz

nie

Lawyers in NCR seek exemption from Delhi ban on non-BS VI vehicles

Free-flow plan not ready, takes toll on traffic halts in capital

3. Despite the opportunity so granted, none appears on behalf of the Respondent. Respondent has also failed to file any reply to the present petition.

Signature Not Verified
Signed By:ANUBHAV TRIPATHI
Signing Date:21.11.2026 11:58:55

4. In view thereof and considering that the Respondent has chosen not to participate in the present proceedings, despite sufficient service, this Court finds no impediment in proceeding to consider the appointment of a Sole Arbitrator.

5. Clause 6.11.2 of the Family Settlement Agreement dated 22.09.2025 provides for resolution of disputes arising out of or in connection with the Agreement through Arbitration and reads as follows:

> *"6.11.2 Any dispute arising out of or in connection with this Agreement, between any of the Parties to this Agreement including any question regarding its existence, validity or termination, shall be referred to and finally resolved by arbitration in accordance with the Arbitration and Conciliation Act, 1996. The seat of the arbitration shall be New Delhi, India. The Tribunal shall consist of a sole arbitrator to be agreed between the Parties. The language of the Arbitration shall be English. The law governing this arbitration agreement shall be the laws of India".*

6. It is well settled that, while exercising jurisdiction under Section 11 of the Act, the scope of enquiry is confined to examining the *prima facie* existence of an arbitration agreement.

7. In the present case, there is no dispute with regard to the existence of a valid arbitration clause between the parties.

8. In the aforesaid circumstances, this Court finds no impediment in appointing a Sole Arbitrator.

Signature Not Verified
Signed By:ANUBHAV TRIPATHI
Signing Date:21.11.2026 11:58:55

9. Accordingly, Ms. Mamta Tiwari, Senior Advocate (Mob. No. 9810079469) is appointed as a learned Sole Arbitrator to adjudicate the disputes arisen between the parties. The learned Sole Arbitrator shall enter upon the reference within three weeks from today.

10. The learned Sole Arbitrator will proceed to the arbitration proceedings subject to furnishing requisite disclosures as required under Section 12(2) of the Act within three weeks of entering reference.

11. The arbitration shall be carried under the rules and aegis of Delhi International Arbitration Centre ("DIAC"). The learned Arbitrator shall be entitled to fees as per the Schedule of Fees maintained by the DIAC.

12. It shall be open to the parties to raise all pleas, including, before the learned Sole Arbitrator including with respect to the impleadment of parties, objection as to arbitrability and jurisdiction before the learned Sole Arbitrator, who shall consider the same in accordance with law.

13. It is clarified that the observations made herein are only for the purpose of deciding the present petition under Section 11 of the Act. The learned Sole Arbitrator shall adjudicate the disputes independently and on their own merits, uninfluenced by any observations contained in the present order.

Signature Not Verified
Signed By:ANUBHAV TRIPATHI
Signing Date:21.11.2026 11:58:55

14. The Registry is directed to send a receipt of this order to Ms. Mamta Tiwari, learned Arbitrator through all permissible modes including email.

15. Accordingly, the present petition is disposed of in the above terms.

OM PRAKASH SHUKLA, J

NOVEMBER 19, 2026/at

Signature Not Verified
Signed By:ANUBHAV TRIPATHI
Signing Date:21.11.2026 11:58:55