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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
\# **CNR No. DLHC010529662026**
\+ O.M.P.(I) (COMM.) 517/2026 & I.A. 30416/2026

MR. SANJEEV MAHAJAN .....Petitioner

Through: Advocate (appearance not given).

versus

NETRA PAL .....Respondent

Through: Mr. Rajat Katyal, Mr. Harsh Sinha, Mr. Kunal Makhija, Ms. Anushka Verma, Ms. Palak Khanna, Advs.

**CORAM:**
**HON'BLE MR. JUSTICE OM PRAKASH SHUKLA**

**JUDGMENT(ORAL)**

**% 03.11.2026**

1. Learned Counsel appearing for both the parties undertake that they will not create any third-party rights on the property belonging to partnership firm.

2. Both parties are *ad idem* that the matter may be referred to Mediation and Conciliation Centre to explore the possibility of an amicable settlement.

3. Acceding to the same, the matter is referred to Delhi High Court Mediation and Conciliation Centre *(SAMADHAN)* and the parties are directed to appear in-person or through their authorized representative along with their respective Counsel before the Mediation Centre on 06.11.2026.



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4. In case mediation fails, the parties are also *ad idem* with respect to reference of the disputes to arbitration.

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

6. Further, both parties waive their contractual rights under the arbitration agreement and their statutory rights for appointment of an arbitrator.

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

8. Accordingly, Hon'ble Ms. Justice Rekha Palli, Former Judge, Delhi High Court, Mob No. 9377721703 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 two weeks from the date of the mediation report recording failure of settlement.

9. The learned Sole Arbitrator will proceed to the arbitration proceedings subject to furnishing requisite disclosures as required under Section 12(2) of the Act.

10. The arbitration shall be carried under the rules and aegis of



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DIAC. The learned Arbitrator shall be entitled to fees as per the Schedule of Fees maintained by the DIAC.

11. It shall be open to the parties to raise all pleas, including objection as to arbitrability, jurisdiction and limitation etc., before the learned Sole Arbitrator who shall decide the same in accordance with law.

12. Upon entering upon the reference, the learned Sole Arbitrator is requested to consider and decide any preliminary objections raised by the Respondent, at the earliest, in accordance with law.

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

14. The Registry is directed to send a receipt of this order to Ms. Rekha Palli, 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 3, 2026/at**



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