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

+ **ARB.P. 67/2026**

**TIRUPATI EDUCATION ACADEMY PRIVATE
LIMITED**

.....Petitioner

Through: Ms. Kriti Majumdar & Mr. Aveak
Ganguly, Advs.

versus

**AAKASH EDUCATIONAL SERVICES
LIMITED**

.....Respondent

Through: Mr. Pranav Proothi, Mr. Anshveer
Singh Nalwa & Mr. Anamy Singh,
Advs.

**CORAM:
HON'BLE MR. JUSTICE AVNEESH JHINGAN**

ORDER
22.05.2026

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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 petitioner and the respondent entered into a Franchise Agreement dated 08.05.2025 for establishment and operation of an 'Aakash Learning Centre' at Gondia, Maharashtra. Disputes arose between the parties to the lis. The petitioner on 12.11.2025, issued a notice under Section 21 of the Act invoking arbitration under Article 8.3 of the Franchise Agreement. On failure to do the needful, the present petition was filed.
3. Learned counsel for the respondent contends that the notice was not served in accordance with law, however, it is not disputed that document no.15 annexed with the petition shows that a notice under Section 21 of the



Act was received by the respondent. Prima facie, this court is satisfied with an arbitration clause exists between the parties.

4. Accordingly, the petition is allowed by appointing Justice Mr. J. R. Midha (Retd.) (Mobile No.9717495003) as the sole arbitrator for adjudication of the disputes which have arisen between the parties.

5. The fees of the learned Arbitrator will be governed by Schedule IV of the Act. Before entering upon reference, the learned Arbitrator will comply with Section 12 of the Act.

6. It is made clear that since this Court has not expressed any opinion on the merits of the rival claims of the parties, 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.

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

AVNEESH JHINGAN, J

MAY 22, 2026

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