



CMP No. 643 of 2022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF JULY, 2022

BEFORE

THE HON'BLE MR JUSTICE SURAJ GOVINDARAJ

CIVIL MISC. PETITION NO. 643 OF 2022

BETWEEN:

SMT. THARADEVI. V
PARTNER, AGED 37 YEARS
M/S ADITHYA BUILDERS AND DEVELOPERS
NO.716, 2ND CROSS, 11 MAIN
1ST BLOCK, RAMAKRISHNANAGAR
MYSURU-570023
R/AT NO.194, BELAGU
MUDA EMPLOYEES LAYOUT
DATTAGALLI, 3RD STAGE
MYSURU-570022

...PETITIONER

(BY SRI. BHASKAR.K, ADVOCATE)

AND:

1. HAMSA KUMARI.B.V
W/O KOTAPPA
D/O LATE VEERAPPA
AGED 41 YEARS
R/O NO.509, 12TH MAIN
M.S.RAMIAH ENCLAVE
NAGASANDRA POST
BENGALURU-560073
2. KOTAPPA
D/O SRI. CHELUVAIAH
AGED 52 YEARS
R/O NO.509, 12TH MAIN
M.S. RAMIAH ENCLAVE
NAGASANDRA POST
BENGALURU-560073
3. SMT. GUNASHEELA.B.V
D/O LATE VEERAPPA

Digitally signed
by POORNIMA
SHIVANNA
Location: HIGH
COURT OF
KARNATAKA



CMP No. 643 of 2022

AGED 34 YEARS
R/O NO.509, 12TH MAIN
M.S. RAMAIAH ENCLAVE
NAGASANDRA POST
BENGALURU-560073

...RESPONDENTS

THIS CMP IS FILED UNDER SECTION 11(6) OF THE ARBITRATION AND CONCILIATION ACT 1996, PRAYING TO APPOINT AN ARBITRATOR AS PER THE CLAUSE 16 OF THE PARTNERSHIP DEED DATED 13.05.2005 ANNEXURE-C BETWEEN PARTIES TO ADJUDICATE AND RESOLVE THE DISPUTE BETWEEN THE PARTIES IN THE ABOVE CIVIL MISCELLANEOUS PETITION.

THIS CMP COMING ON FOR ADMISSION, THIS DAY THE COURT MADE THE FOLLOWING:

ORDER

1. A perusal of the legal notice dated 14.01.2022 indicates that the name of the arbitrator has not been mentioned. Hence, reserving liberty to the petitioner to issue a fresh notice naming the arbitrator, the petition stands dismissed.
2. Registry is directed to return all originals and/or certified copies filed in the present case upon receipt of authenticated copy thereof.

**Sd/-
JUDGE**

Prs*