

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE

ARBITRATION APPLICATION NO: 195 OF 2023

Between:

M/s. Jyoti Audio Visual Pvt. Ltd., 3 and 5 Diamond Complex, JN Road, Abids, Hyderabad, Telangana- 500001. Represented by its Director Mr. Balakrishna Gujarathi, aged 62 years, R/o. Hyderabad. ...APPLICANT

AND

Employees' State Insurance Corporation (ESIC), Medical College and Hospital, Sanathnagar, Hyderabad- 500038. Represented by its Dean

...RESPONDENT

Arbitration Application Under Section 11 (6) of the Arbitration & Conciliation Act, 1996 R/w. Scheme for Appointment of Arbitrator, 2000 praying that this Hon'ble Court may be pleased to kindly take the necessary measures for appointment of an Hon'ble Sole Arbitrator in terms of clause 35 of the Tender Document dated 08-04-2020 to resolve the disputes between the Applicant and the Respondent arising out of the said agreement.

Counsel for the Petitioner: SRI. SHIV ROHAN SINGH

Counsel for the Respondent: SRI RAVINDER REDDY MUPPU

The Court made the following ORDER :

THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE

ARBITRATION APPLICATION No.195 of 2023

ORDER.

Heard Mr. Shiv Rohan Singh, learned counsel for the applicant and Mr. Ravinder Reddy Muppu, learned counsel for the respondent.

2. This application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (briefly 'the A&C Act') has been filed seeking appointment of sole arbitrator to resolve the dispute between the parties.

3. The applicant was issued work order dated 08.09.2020. Admittedly, dispute has arisen between the parties. Clause 35 of the Tender Document contains an arbitration clause, which reads as under:

Arbitration: In the event of any dispute or difference arising out of the terms and conditions laid down in this tender, the same shall be referred to the Arbitrator appointed by the Dean. The procedure of the Arbitration will be governed by the provision of Arbitration Act,

1996 as amended and rules framed therein under.

4. Learned counsel for the respondent submits that he has no objection for appointment of a sole arbitrator.

5. Therefore, Mr. B.Gautam Prasad, retired Principal District and Sessions Judge, Suryapet (resident of Pavanapuri Colony, Karmanghat, # 8-4-31/1, Saroornagar, Ranga Reddy District, Hyderabad), is appointed as sole arbitrator to adjudicate the dispute between the parties.

6. Parties shall appear along with a copy of this order before the Arbitrator on 27.01.2024 at 11:00 a.m.

7. Accordingly, the Arbitration Application is disposed of.
No costs.

8. Office to communicate a copy of this order to the learned Arbitrator.

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As a sequel, miscellaneous petitions, pending if any,
stand closed.

SD/- M.VIJAYA BHASKER
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. Sri B. Gautam Prasad, retired Principal District and Sessions Judge, Suryapet, R/o. Pavanapuri Colony, Karmanghat # 8-4-31/1, Saroornagar, Ranga Reddy District, Hyderabad. (By Special Messenger) (along with a copy of affidavit and material papers)
2. The S.O.O.S. Section, High Court for the State of Telangana at Hyderabad.
3. One CC to SRI. SHIV ROHAN SINGH, Advocate [OPUC]
4. One CC to SRI. RAVINDER REDDY MUPPU, Advocate [OPUC]
5. Two CD Copies

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HIGH COURT

DATED:29/12/2023

ORDER

ARBITRATION APPLICATION No.195 of 2023



DISPOSING OF THE ARBITRATION APPLICATION.

✓ 09/01/24