

**IN THE HIGH COURT OF MADHYA PRADESH AT JABALPUR  
BEFORE**

**HON'BLE SHRI JUSTICE VISHAL DHAGAT**

**ON THE 2<sup>nd</sup> OF MARCH, 2022**

**ARBITRATION CASE No. 15 of 2020**

**Between:-**

1. M/S/PURVANCHAL ENGINEERING PROJECTS THR ITS PARTNER SHRI RAM KOMAL PANDEY S/O. SHRI HARIDWAR PANDEY A/A R/O. DK-5/1/15, DANISH KUNJ KOLAR ROAD (MADHYA PRADESH)
2. SHRI RAMA SHANKAR PANDEY S/O SHRI HARIDWAR PANDEY, AGED ABOUT 61 YEARS, R/O B/ M-27, NEHRU NAGAR BHOPAL (MADHYA PRADESH)

**.....PETITIONER**

*(BY SHRI DEEPAK JOSHI, ADVOCATE)*

**AND**

SHRI NIRMAL KUMAR CHATURVEDI S/O SHRI AWADHESH CHOUBEY, AGED ABOUT 59 YEARS, OCCUPATION: M/S/PURVANCHAL ENGINEERING PROJECTS R/O. DK-4/43, DANISH KUNJ KOLAR ROAD (MADHYA PRADESH)

**.....RESPONDENTS**

*(BY SHRI VIKRAM JOHRI, ADVOCATE)*

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*This case has come up for hearing on this day and the court passed following:*

**ORDER**

Counsel appearing for the applicants has invoked Arbitration Clause 14 of Partnership Deed and made a request for appointment of Arbitrator. Since Arbitrator was not appointed, therefore, applicants have filed this application for appointment of Arbitrator.

2. Learned counsel for the non-applicant gave his consent to appoint Arbitrator from the panel available with the High Court.

3. Since non-applicant is having no objection, therefore, considering the same, application for appointment of Arbitrator is allowed.

4. I appoint **Shri Mukesh Singh, (Retd. District & Sessions Judge)**, as the sole Arbitrator, subject to the declarations being made under Section 12 of the 1996 Act (as amended) with respect to the independence and impartiality of the arbitrator, and the ability to devote sufficient time to complete the arbitration within

the period specified by Section 29-A of the 1996 Act.

5. The arbitrator is, however, at liberty to conduct the proceedings at a convenient venue as per the convenience of the Arbitrator and the parties if so required. The Arbitrator will be paid fees in accordance with the Fourth Schedule of the 1996 Act. Both parties will share the costs of the arbitration equally.

6. Registry is directed to dispatch a copy of this order to **Shri Mukesh Singh, Retd. District & Sessions Judge**, for seeking consent at the following address:

**Shri Mukesh Singh,**

**(Retired District & Sessions Judge)**

**R/o 647/A-2, E/7,**

**Arera Colony,**

**Bhopal (M.P.)**

**Mobile No.9424476797 & 9425019717**

**Email: mukeshsingh1177@gmail.com**

7. List the case for consent of Arbitrator in the week commencing from **4.4.2022.**

**(VISHAL DHAGAT)**

**J U D G E**

mms