

Ex.(COMM) No.19/26
Kotak Mahindra Bank Vs. Pankaj Singh

06.04.2026

Present: Sh.Varun Tyagi, Ld. Counsel for the DH on VC.
JD in person.

JD approach the bank as per which a sum of Rs.5,54,040.77/- is outstanding. Whereas award up to date becomes for Rs.13,40,159/-. Ld. Counsel for DH submits that he would make enquiry from the bank.

Perusal of award shows that present award has been passed by an institution namely The Counsel for National and International Commercial Arbitration. Ld. Counsel for DH is unable to tell whether this institution is a creation of statute or creation of any case law. Hon'ble Supreme Court of India in Parkins Eastman Architects DPS & Anr. Vs. HSCC (India) LTD has ruled that unilateral appointment of the arbitrator would not be fair. Ld. Counsel for DH is required to convince this Court that present arbitration award is not hit by the malaise sought to be corrected by the Hon'ble Supreme Court of India in aforesaid case.

Put up for further proceedings on **25.04.2026**.

(HARISH KUMAR)
District Judge, Commercial Court-04
West District, Tis Hazari Courts
Delhi/06.04.2026