



2026:DHC:7565



2026:DHC:7565

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**# **CNR No. DLHC010289372024**+ **ARB.P. 670/2024****AXIS FINANCE LIMITED**

.....Petitioner

Through: Mr. Raveesh Thukral,
Advocate.

versus

MAHEVY MOHD TARIQUE HAROONRespondent

Through:

CORAM:**HON'BLE MR. JUSTICE OM PRAKASH SHUKLA****ORDER (ORAL)**

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25.08.2026

1. It is made out from the record that service is sufficient, as substituted service stands completed, the Respondent is accordingly proceeded *ex parte*.

2. It is well settled that, while exercising jurisdiction under Section 11 of the Act, the scope of enquiry is confined to examining the *prima facie* existence of an arbitration agreement¹.

3. In the present case, this Court is *prima facie* satisfied with regard to the existence of the arbitration agreement. Therefore, this Court finds no impediment in appointing the Sole Arbitrator.

4. The Petitioner claims an amount of Rs.16,59,152/-.

¹ **SBI General Insurance Co. Ltd. v. Krish Spinning 2024 SCC OnLine SC 1754**



2026:DHC:7565



2026:DHC:7565

5. Accordingly, Mr. Raji Gururaj, Advocate, (Mob. No. 9704847263) is appointed as a learned Sole Arbitrator to adjudicate the disputes arisen between the parties. The learned Sole Arbitrator shall enter upon the reference within three weeks from today.

6. The learned Sole Arbitrator will proceed to the arbitration proceedings subject to furnishing requisite disclosures as required under Section 12(2) of the Act within two weeks of entering reference.

7. The arbitration shall be carried under the rules and aegis of Delhi International Arbitration Centre ("DIAC"). The learned Arbitrator shall be entitled to fees as per the Schedule of Fees maintained by the DIAC.

8. It shall be open to the parties to raise all pleas, including objection as to arbitrability and jurisdiction, before the learned Sole Arbitrator who shall decide the same in accordance with law.

9. It is clarified that the observations made herein are only for the purpose of deciding the present petition under Section 11(6) of the Act. The learned Sole Arbitrator shall adjudicate the disputes independently and on their own merits, uninfluenced by any observations contained in the present order.

10. The Registry is directed to send a receipt of this order to Mr. Raji Gururaj, learned Arbitrator through all permissible modes



2026:DHC:7565



2026:DHC:7565

including email.

11. Accordingly, the present petition is disposed of in the above terms.

OM PRAKASH SHUKLA, J

AUGUST 25, 2026/pa