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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **ARB.P. 1942/2025**

TATA CAPITAL LIMITED

.....Petitioner

Through: Mr. Varun Kumar and Ms. Ragini
Kapoor, Advocates.

versus

SHRI ANAND SALES AND CORPORATION AND ANR.

.....Respondents

Through:

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

19.11.2025

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1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter 'Act') seeking appointment of a Sole Arbitrator for the adjudication of the disputes between the parties arising out of Loan-cum-Guarantee Agreement dated 13th August, 2024 (hereinafter 'Agreement') entered into between the parties in terms of which the respondent no.1 was granted a loan of Rs.25,00,000/- by the petitioner.

2. Counsel for the petitioner submits that the Agreement contains an arbitration clause, i.e. Clause 13, which provides for adjudication of any disputes arising between the parties by way of arbitration.

3. He further submits that since the respondents defaulted in repaying

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the loan amount to the petitioner, the petitioner sent a notice dated 16th October, 2025 to the respondents invoking the aforesaid arbitration clause under Section 21 of the Act.

4. The respondent no.1 replied to the aforesaid notice on 2nd November, 2025 and sought time to settle the matter, which was not acceptable to the petitioner.

5. Hence, the petitioner has been constrained to approach this Court by way of the present petition.

6. None appears on behalf of the respondents despite advance service.

7. Issue Notice to the respondents through all permissible modes.

8. If the respondents wish to contest the present petition, reply(ies) may be filed within two (2) weeks from today.

9. List on 20th January, 2026.

AMIT BANSAL, J

NOVEMBER 19, 2025

Vivek/-