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

+ **ARB.P. 2067/2025**

TATA CAPITAL LTD

.....Petitioner

Through: Mr. Varun Kumar, Adv.

versus

STELLAR BUILDING SOLUTIONS AND ORSRespondents

Through:

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

11.12.2025

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1. This Petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 seeking appointment of an Arbitrator to adjudicate upon the disputes which have arisen between the parties under the Loan Cum Guarantee Agreement dated 12.12.2023.

2. It is stated that under the said Agreement, the Petitioner, which is a Non-Banking Financial Company, sanctioned a Channel Finance Facility of Rs.35,00,000/- in favour of the Respondent No.1. Respondent No. 2-4 are partners in the Respondent No. 1 firm. It is stated that since the Respondent No.1 has not adhered to the repayment terms of the Agreement, disputes have arisen between the parties. It is stated that Clause 12 of the Agreement contains an Arbitration Clause which provides that disputes arising between the parties under the Agreement shall be decided by means of Arbitration and the seat of Arbitration shall be Delhi. It is stated by the learned Counsel



for the Petitioner that as on date Rs.26,26,811/- is due and payable by the Respondents. It is stated that Notice under Section 21 of the Arbitration Act as well as a Loan Recall Notice was issued by the Petitioner on 13.10.2025. It is stated that the Respondents have failed to reply to the said Notice. The Petitioner has, thereafter, approached this Court by filing the present Petition.

3. Issue Notice.
4. On Petitioner's taking steps, let notice be issued to the Respondents through all permissible modes, including *Dasti*.
5. List on 04.02.2026.

SUBRAMONIUM PRASAD, J

DECEMBER 11, 2025

Rahul