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

+ **ARB.P. 195/2026 & I.A. 2390/2026**

**M/S ANJANI TRANSPORT THROUGH PROPRIETOR HITESH
BANSAL**

.....Petitioner

Through: Mr. Ranjit B. Raut, Ms. Sunayana
Pawar and Mr. Vaibhav Dalal,
Advocates
Mob: 8377840908

versus

XPEED LOGISTICS PVT LTD & ANR.

.....Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

29.01.2026

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I.A. 2390/2026 (For Exemption)

1. Exemption allowed, subject to just exceptions.
2. Application is disposed of.

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3. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 ("Arbitration Act") seeking appointment of a Sole Arbitrator for resolution of disputes between the parties arising from the Fleet Service Contract dated 13th July, 2022 ("Contract Agreement").
4. It is submitted that as per Clause 4 of the Contract, any disputes between the parties in relation to the said Contract, have to be resolved by



the Sole Arbitrator.

5. Learned counsel appearing for the petitioner submits that *vide* Legal Notice dated 28th June, 2024, the arbitration clause, i.e., Clause 4 of the Contract, was invoked under Section 21 of the Arbitration Act.

6. However, reply dated 01st October, 2024 has been received on behalf of respondent no. 2 that since respondent no. 2 is not a signatory to the Contract, no arbitral proceedings can be initiated against respondent no. 2.

7. However, learned counsel appearing for the petitioner submits that all the bills were routed through and cleared by respondent no. 2. Therefore, respondent no. 2 would be a necessary party in the arbitration proceedings.

8. For this purpose, he relies upon the judgment in the case of ***Cox and Kings Limited versus SAP India Private Limited and Another, (2024) 4 SCC 1.***

9. Issue notice to the respondents, by all modes.

10. Let reply be filed, within a period of four weeks, from today.

11. Rejoinder thereto, if any, be filed within a period of one week, thereafter.

12. Re-notify on 20th March, 2026.

MINI PUSHKARNA, J

JANUARY 29, 2026

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