

GAHC010157352025



undefined

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Arb.P./32/2025

RANDHIR BUILDERS PRIVATE LIMITED
A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956 HAVING ITS
PLACE OF BUSINESS AT PALTAN BAZAR, G.S. ROAD, GUWAHATI, PIN-
781008 (ASSAM), REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER SRI
RISHABH ARUN JALAN

VERSUS

SRS SHELTERS PVT LTD
HAVING ITS OFFICE AT 3 FLOOR, DC COMPLEX, NARENGI ROAD,
PANJABARI, GUWAHATI-781037

Advocate for the Petitioner : MR. K DEKA, MR R PAUL

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

08.09.2025

Heard Mr. K Deka, learned counsel for the petitioner.

This application is filed under Section 11(6) of the Arbitration and Conciliation Act, 1996.

The petitioner and the respondent entered into an agreement executed on 13.01.2016. The Clause-42 of the said agreement contains that in cases of any dispute between the parties, the matter shall be referred to the arbitration. After the dispute and difference arose between the parties and the same have not been sorted out, the petitioner invoked the arbitration clause and issued the notice dated 21.05.2025 calling upon the respondent to appoint the arbitrator, namely, Mr. Bikash Prasad, Advocate, as the sole Arbitrator in the said notice. However, the respondents did not accede to the demand made for the appointment of the arbitrator and objected to the unilateral appointment of the arbitrator mentioned in the notice. Consequently, the Section 11 (6) of the Arbitration and Conciliation Act, 1996 application has been filed praying for appointment of an arbitrator.

Issue notice, returnable by 4 (four) weeks.

Learned counsel for the petitioner shall take steps for service of notice upon the respondent by registered post with A/D as well as by usual course within 7 (seven) days from today.

The petitioner is also permitted to take steps by way of *Dasti* service provided the service is routed through the Registry of this Court.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant