IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/PETN. UNDER ARBITRATION ACT NO. 49 of 2026

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SATISHBHAI DAHYABHAI PATEL & ANR.
Versus
KANAKBEN PRAKASHBHAI PATEL & ANR.

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Appearance:
MR RASESH H PARIKH(3862) for the Petitioner(s) No. 1,2
MR. NITIL V SHAH(14440) for the Petitioner(s) No. 1,2

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CORAM:**HONOURABLE MR.JUSTICE D.N.RAY**

Date : 20/03/2026

ORAL ORDER

1. The arbitration clause is to be found at Clause No.18.2 of the Agreement to Sale dated 23.07.2018 [Annexure – 'A', Page-22 to the petition], which was invoked by the notice dated 02.06.2025 [Annexure – 'D', Page -57 to the petition]. In the reply dated 14.07.2025 [Annexure 'E', Page-61], the respondents have stated as under:-

> *"6. I further say that, if your client withdraw the said Sp. Civil Suit No.273 of 2022, in that case, my clients are agreeable for constitution of Sole Arbitral Tribunal to adjudicate and decide the dispute consisting of any Hon'ble High Court Judge (Retd.) as per the procedure laid down under Arbitration Centre (Domestic and international) High Court of Gujarat Rules, 2021, at Arbitration Centre attached to the Hon'ble High Court of*

Gujarat, that may please be noted."

2. In such view of the matter, let a ***notice be issued*** to the respondents through the Speed Post, returnable on ***17.04.2026***. Necessary steps be taken within a week.

Dasti in addition.

(D.N.RAY,J)

A. B. VAGHELA

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: ARUNA BHARATSINGH VAGHELA(HC01079), PRIVATE SECRETARY, at High Court of Gujarat on 23/03/2026 12:17:35