



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

CIVIL MISC. PETITION NO. 510 OF 2025

BETWEEN:

1. DR MANAS S. N. GOWDA,
AGED ABOUT 22 YEARS,

S/O DR. S.V NARAYANA SWAMY
RESIDING AT CHURCH ROAD
CHANNAPATNA TOWN - 562 160.

2. MS. POOJA. A,
AGED ABOUT 28 YEARS,

3. DR SMITHA A REDDY
AGED ABOUT 26 YEARS,

BOTH PETITIONER 2 AND 3
D/O OF SRI. ANNAIAH REDDY
R/AT, NO.3/3, NALLAPPA GARDEN,
BHAKTIPURA, MAYASANDRA POST
ATTIBELEHOBOLI, ANEKAL TALUK,
BENGALURU - 562 107

...PETITIONERS

(BY SRI. KANZAL S. RAGHURAM, ADVOCATE)

Digitally signed by
AASEEFA
PARVEEN

Location: HIGH
COURT OF
KARNATAKA



AND:

DR. T. P. LATHAMANI,
AGED ABOUT 54 YEARS,
D/O LATE SRI. PUTTASWAMY T.P
RESIDING AT NO.80, 3RD CROSS,
SATHNUR ROAD, SHRESTA HOSPITAL,
CHANNAPATNA TOWN - 562 160.

...RESPONDENT

(BY SRI. DILIP KUMAR, ADVOCATE)

THIS CMP FILED UNDER SECTION 11 OF ARBITRATION AND CONCILIATION ACT, 1996 PRAYING TO APPOINT A SOLE ARBITRATOR TO RESOLVE THE POINTS OF DISPUTES BETWEEN THE PARTNERS IN PARTNER SHIP FIRM SHRESTA HOSPITAL. AS PER CLAUSE 22 OF THE PARTNERSHIP DEED DATED 16.01.2024 (ANNEXURE NO.A).

THIS PETITION, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL ORDER

Heard the learned counsel appearing for the parties.

2. In this petition, petitioners have sought for appointment of an Arbitrator under Section 11 of the Arbitration and Conciliation Act, 1996 for resolution of dispute



by referring to Clause 22 of the Partnership Deed dated 16.01.2024 produced at 'Annexure-A' to the petition.

3. Learned counsel appearing for the respondent, referred to the suit filed by the petitioners herein before the Prl. Civil Judge and JMFC, Channapatna, in O.S.No.317/2024.

4. Having taken note of the submission made by the learned counsel appearing for the parties, it is not in dispute that the petitioners herein have filed memo seeking withdrawal of the suit.

5. Taking into consideration the provision has been made for resolution of dispute by an Arbitrator as per Clause 22 of the Partnership Deed dated 16.01.2024 at 'Annexure-A', I am of the view that Sri.Radhakrishna Holla K., the retired District Judge be appointed as an Arbitrator for resolution of dispute.

6. All claims and contentions of the parties are kept open to be decided by the Arbitral Tribunal.



7. A copy of this order be sent forthwith to the Arbitration and Conciliation Centre, Khanija Bhavan, Bengaluru, for proceeding further in the matter.

8. Registry is directed to return all original documents produced by any of the parties after obtaining Photostat copies of the same.

9. Since the parties are represented through their learned counsel, in order to avoid further delay in the matter, the parties are directed to appear before the Arbitration and Conciliation Centre on 24.04.2026 at 11.00 a.m., without waiting for further notice in this regard.

With these observations, CMP is disposed off.

Sd/-
(E.S.INDIRESH)
JUDGE

AP, List No.: 1 SI No.: 33