

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Arbitration Application No. 61/2026
CNR: RJHC010444352026
URN: ARBAP / 154U / 2026

- 1. Smt. Hem Kanwar Rathore D/o Shri Narayan Singh, Aged About 57 Years, 39, Gurjar Basti Roonija Nagaur
- 2. Shri Dalpat Singh, Aged About 66 Years, 39, Gurjar Basti Roonija Nagaur

----Petitioners

Versus

- 1. Smt. Seema Chauhan, Partner M/s Shri Ridhi Sidhi Developers, Mahamandir, Jodhpur,Raj.
- 2. Smt. Seema Baweja, Ex-Partner, M/s Shri Ridhi Sidhi Developers, E-3, Vardhaman Colony, Golf Course, Jodhpur,Raj.

----Respondents

For Petitioner(s)	:	Dr. Mohit Singhvi with Mr. Vishwas Khatri & Mr. Utkarsh Bafna
For Respondent(s)	:	Mr. Ankur Mathur

HON'BLE THE ACTING CHIEF JUSTICE SANJEEV PRAKASH SHARMA

Order

17/07/2026

- 1. Issue notice.
- 2. Mr. Ankur Mathur, learned counsel appears and accepts notice on behalf of respondents.
- 3. Considering the disputes having arisen between the parties and in view of Clause 10(k) of the Agreement which mentions of the disputes being resolved through a sole arbitrator, this application has been moved for seeking appointment of an arbitrator to resolve the disputes.

4. Clause 10(k) of the Agreement reads as under:

"k. Any dispute, difference, controversy or claim ("Dispute") arising between the Parties out of or in relation to or in connection with this Agreement, of the breach, termination, effect, validity, interpretation or application of this Agreement or as to their rights, duties or liabilities there-under, or as to any act, matter or thing arising out of, consequent to or in connection with this Agreement, shall be settled by the parties by mutual negotiations and agreement. If, for any reason, such dispute cannot be resolved amicably by the Parties, the same shall then be referred to a sole arbitrator to be appointed by mutual consent of the Parties, who shall resolve the dispute in accordance with the Arbitration and Conciliation Act, 1996 or any subsequent enactment or amendment thereto (the "Arbitration Act"). The decision of the Arbitrator shall be final and binding upon the parties. The venue of arbitration proceedings shall be Jodhpur. The language of the arbitration proceedings and the award shall be English. The cost of Arbitrator appointed and other costs of arbitration shall be borne by the parties in equal proportions."

5. This Court with the consent of learned counsel for the parties, deems it appropriate to appoint Hon'ble Mr. Justice G.K. Vyas, (Former Judge Rajasthan High Court), R/o Sector-17E, House No.317, Chopasani Housing Road, Jodhpur, to act as the Sole Arbitrator to decide all issues without prejudice to the rights and contentions raised in the present application. The seat of arbitration being at Jodhpur.

6. The arbitration fees shall be determined in accordance with the Fourth Schedule of the Act of 1996, as amended. The fee of the Arbitrator will be equally borne by both the parties.

7. The arbitration application is allowed accordingly.

8. Copy of this order be sent to the appointed Sole Arbitrator.

(SANJEEV PRAKASH SHARMA),ACJ