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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ TR.P.(C.) 129/2023
AMAN KAPOOR Petitioner
Through: Mr.Faisal Zafar, Adv.

versus

ARVIND KUMAR BANSAL Respondent
Through: None

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER
11.10.2023

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1. This petition has been filed seeking transfer of the petition filed under Section 34 of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as the 'Act'), being ARBTN 10/2022, titled *Aman Kapoor v. Arvind Kumar Bansal*, pending adjudication before the Court of the learned Additional District Judge-04 (North-West District), Rohini Courts, Delhi (in short, 'ADJ'), to the Court of the learned District Judge, (North-District), Rohini Courts, Delhi.

2. It is stated that during the course of the above petition, on 24.03.2023, the learned ADJ opined that the territorial jurisdiction to entertain and adjudicate the petition under Section 34 of the Act shall be with the Court of North District. The present petition has therefore, been filed by the petitioner.

3. Though the Office Report indicates that the notice of this petition could not be issued to the respondent for want of the process fee, the learned counsel for the petitioner submits that not only an advance copy of this



petition, but later another copy of the petition has been duly served on the respondent as also to the counsel representing the respondent before the learned ADJ.

4. In spite of such service, none is appearing for the respondent. The respondent is, therefore, proceeded *ex parte*.

5. As it is stated that the territorial jurisdiction to entertain and adjudicate the petition filed under Section 34 of the Act shall be with the Court having jurisdiction over North District, accordingly, the petition, being ARBTN 10/2022, titled *Aman Kapoor v. Arvind Kumar Bansal* pending before the Court of learned Additional District Judge-04, (North-West District), Rohini Courts, Delhi is transferred to the Court of learned Principal District and Sessions Judge, (North-District), Rohini Courts, Delhi, who shall assign the matter to the Court of competent jurisdiction.

6. The parties shall appear before the Transferee Court on 10.11.2023.

7. The petition is allowed in the above terms.

NAVIN CHAWLA, J

OCTOBER 11, 2023/Arya/ss

[Click here to check corrigendum, if any](#)