

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No.1758 OF 2020  
(Arising out of SLP(C) No.12308 of 2019)

VAIJAYANTI JHAWAR

... APPELLANT

Versus

ARUN KUMAR JHAWAR

... RESPONDENT

O R D E R

Leave granted.

The instant appeal, by way of special leave, is directed against order dated 22.04.2019 passed by the High Court of Judicature at Calcutta in A.P.No.157 of 2019 whereby the High Court dismissed the petition made under Sections 14 and 15 of the Arbitration Act.

Having heard learned counsel for the parties, we felt, that it would be in the interest of the rival parties to jointly suggest the name of a sole arbitrator.

Learned counsel for the parties are agreed that Hon'ble Mr.Justice Pranab Kumar Deb, a retired Judge of the Calcutta High Court be appointed as an arbitrator in the instant matter.

We accordingly appoint Hon'ble Mr.Justice Pranab Kumar Deb(Retd.), 25, Rustomjee Street, Ballygunj, Kolkata - 700019 Tel: 033-24602406, 033-24604966 and at Sudarshan Apartment 70A, Ballygunj Place, Kolkata - 19, (Mobile No.9830929747) as a sole arbitrator. The arbitrator shall enter reference after complying with the provisions of the Arbitration and Conciliation Act, 1996,

as amended.

The arbitrator aforementioned, shall have the liberty to fix his own remuneration, the date and the venue of arbitration, in consonance with the amended provisions of the Arbitration and Conciliation Act, 1996.

It is hereby made clear that the fee of the arbitrator shall be determined as per the IVth Schedule of the Arbitration and Conciliation Act, 1996, as amended by the Arbitration and Conciliation (Amendment) Act, 2015 and shall be borne by the appellant.

The parties are at liberty to bring the instant order to the notice of the learned arbitrator.

The parties are directed to appear before the Arbitrator, after fixing a date with the consent of the Arbitrator.

The appeal stands disposed of accordingly.

.....J.  
(N.V.RAMANA)

.....J.  
(MOHAN M. SHANTANAGOUDAR)

.....J.  
(V.RAMASUBRAMANIAN)

NEW DELHI;  
FEBRUARY 20, 2020.

ITEM NO.35

COURT NO.2

SECTION XVI

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).12308/2019

(Arising out of impugned final judgment and order dated 22-04-2019 in AP No.157/2019 passed by the High Court at Calcutta)

VAIJAYANTI JHAWAR

Petitioner(s)

VERSUS

ARUN KUMAR JHAWAR

Respondent(s)

IA No.79291/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No.23005/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 20-02-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR  
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Petitioner(s) Mr. Anand Sukumaran, Adv.  
Mr. S.Sukumaran, Adv.  
Mr. Bhupesh Kumar Pathak, Adv.  
Ms. Meera Mathur, AOR

For Respondent(s) Mr. Amol Chitale, Adv.  
Mr. Nirnimesh Dube, Adv.  
Mr. Ankur S.Kulkarni, Adv.  
Mr. Sushil Joseph Cyriac, Adv.  
For M/S. Lex Regis Law Offices, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Leave granted.

The appeal stands disposed of in terms of the signed order.

(SATISH KUMAR YADAV)  
AR-CUM-PS

(RAJ RANI NEGI)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)