## EL ELCOMPONICS SALES PYT. LTD. (EOU)













★ ★ (STAR EXPORT HOUSE)

CIN No: U51109UP1988PTC01033

Elcomponics Sales Pvt Ltd C-24, Phase 2, Noida- 201305 U.P. cs@elcomponics.com

## 18/08/2025

To:

The Case Manager **DIS Secretariat** Deutsche Institution für Schiedsgerichtsbarkeit e.V.(DIS) casemanagement@disarb.org

Cc:

Dr. Tobias Widmann

Sernetz Schäfer Rechtsanwälte PartmbB widmann@sernetz-schaefer.de

Subject: Respondent's reply to request for arbitration- Famas GmbH vs Elcomponics Sales Ltd Pvt

Case Reference: DIS-IHK-2025-01180

Dear Sir/Madam,

**Executive Summary:** 

Respondent respectfully submits that DIS lacks jurisdiction to administer this dispute. The parties' Engagement Letter dated: 1st July 2020 clause 6.2 expressly provides that "All disputes arising in connection with this Agreement shall be finally settled under the Rules of the Munich Chamber of Commerce Rules of Arbitration (the "Rules") by one arbitrator appointed in accordance with said Rules." There is no agreement to submit disputes to DIS. Accordingly, the Request for Arbitration is inadmissible, and Respondent requests that DIS decline jurisdiction over this matter.

## Re: Jurisdictional Objection

We, Elcomponics Sales Pvt. Ltd. ("Respondent"), submit this response to the Request for Arbitration dated 6th May 2025 filed by FAMAS Gmbh and respectfully raise the following jurisdictional objection. This response is submitted on behalf of Elcomponics sales Pvt. Ltd.by its duly authorized Company Secretary, Anu Sharma, who is authorized to represent the company in this matter.

1. Arbitration Agreement: The Engagement Letter executed between the parties expressly provides that All disputes arising in connection with this Agreement shall be finally settled under the Rules of the Munich Chamber of Commerce Rules of

EOU: Ist Floor & IInd Floor, C - 24, Phase - II, Noida - 201305 (UP) INDIA Tel.: +91-120-4743300 Fax: +91-120-4743399

## EL ELCOMPONICS SALES PYT. LTD. (EOU)













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Arbitration (the "Rules") (IHK München). There is no provision in the Engagement Letter permitting submission of disputes to DIS or adoption of DIS procedural rules.

- 2. Absence of Consent to DIS Arbitration: Respondent has never been asked to consent nor has consented to arbitration under DIS rules. Submission of this dispute to DIS is therefore entirely inconsistent with the parties' agreement and constitutes an attempt by Claimant to unilaterally impose a forum not agreed to in the Engagement Letter.
- 3. Request for Arbitration is inadmissible: Respondent submits that the Request for Arbitration is inadmissible, as DIS lacks jurisdiction to administer this dispute.

·Accordingly, Respondent respectfully requests that DIS decline jurisdiction over this matter.

Respondent expressly reserves all rights to submit further evidence, arguments, or documentation in support of this jurisdictional objection, and to engage legal counsel at any stage of the proceedings if necessary.

Yours' Sincerely

Anu Sharma

Company Secretary
Elcomponics Sales Pvt Ltd
anu.sharma@elcomponics.com

Anu Sharma