

Part I, Chapter II - Arbitration agreement - One-page Cheat Sheet

Chapter in 2 Minutes

- Draft a valid written clause, preserve incorporation/electronic evidence, and coordinate referral and urgent interim relief.
- Use the current India Code consolidation as on 1 June 2026 together with amendment footnotes and event-date law.
- Convert every section into an owner, deadline, evidence and remedy control.
- Separate seat, venue, governing law, court and institutional rules.

Provision / control map

Gate	Meaning	Action
Section 7	Requires a written agreement to submit defined disputes from a legal relationship to arbitration; writing can arise through signed documents, electronic communications, incorporation or pleadings.	Draft broad but precise scope, seat, institution/rules, tribunal, language, governing law and notice; preserve assent and incorporation evidence.
Section 8	A judicial authority refers parties when a covered action is brought and a timely application is made, unless prima facie no valid agreement exists.	Apply before the first substantive statement; attach original/certified copy or seek production using the statutory route.
Section 9	Court interim measures protect parties, evidence, assets or subject matter before/during arbitration and after award before enforcement; pre-arbitration relief triggers a commencement clock.	Show urgency, arbitration nexus, balance, enforceability and a plan to commence/constitute tribunal.

Decision flow



Critical file

Contract/rules, authority, chronology/limitation, notices/service, pleadings/evidence, quantum, award/settlement, court and payment/security records.

Canonical: <https://finin2min.com/laws/arbitration-and-conciliation-act-1996/chapters/02-arbitration-agreement.html>
Source: official India Code Act consolidation as on 1 June 2026. Verify event-date law, High Court/institution rules and judgments.