

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
LEAVE PETITION NO. 218 OF 2018
IN
COMM ARBITRATION PETITION (L) NO. 775 OF 2018**

Savaliya Builders	...Petitioner
<i>Versus</i>	
Shree Mahavir Patwa Developers & Construction Pvt Ltd & Ors	...Respondents

Mr Amrut Joshi, *with Mr Mayur Shetty i/b Rajani Associates, for the
Petitioner.*

CORAM: G.S. PATEL, J
DATED: 23rd July 2018

PC:-

1. The Petition is for leave under Clause XII of the Letters Patent. The Arbitration Petition is under Section 9 of the Arbitration and Conciliation Act 1996 (“**Arbitration Act**”). The Memorandum of Understanding (“**MoU**”) in question was executed in Mumbai and the Arbitration Agreement specifically says that Mumbai is the seat of Arbitration. Leave is sought ‘by way of abundant caution’. This is no ground.

2. This Court has jurisdiction on a plain reading of the Agreement.
3. The Leave Petition is dismissed.

(G. S. PATEL, J)