

Atul

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION PETITION NO. 1377 OF 2019

Navratna Textiles Mills Pvt Ltd	...Petitioner
<i>Versus</i>	
Lalsai Creation	...Respondent

Ms Sneha Agarwal, *i/b Rakesh G Jain, for the Petitioner.*
Ms Minakshi Surve, *i/b Mandar Soman, for the Respondent.*

CORAM: G.S. PATEL, J.
DATED: 5th December 2019

PC:-

1. The petition is under Section 29-A of the Arbitration and Conciliation Act 1996. By an order dated 22nd February 2018 in Arbitration Application No. 96 of 2017, Mr Amogh Anil Singh, a learned Advocate of this Court, was appointed a sole arbitrator. Mr Singh entered upon the reference to his arbitration immediately thereafter.

2. The statement of claim was presented in March 2018 and a preliminary meeting was initially fixed on 19th March 2018 but adjourned to accommodate one of the Advocates to 18th April 2018. Before the learned Sole Arbitrator, pleadings were completed, issues framed, and compilations of documents and an evidence affidavit of the petitioner were filed. The parties consented to an initial

extension of six months for the arbitral mandate. Then, in early March 2019, the cross-examination of the petitioner was completed. There was a delay in the evidence of the respondent being filed. The arbitrator fixed two dates for his arbitration in August 2018 but the respondent sought an adjournment.

3. The arbitral mandate ended on 21st August 2019.

4. Having regard to the prayer and the stage of the proceedings, I will make the petition absolute in terms of prayer clause (a) extending the time for six months. This is, however, on a condition that neither of the parties will now take an adjournment on any dates previously fixed by the learned sole arbitrator.

5. The petition is disposed of accordingly. There will be no order as to costs.

(G. S. PATEL, J)