

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION PETITION NO.27 OF 2020**

Ulka Industries Private Limited ... Petitioner
V/s.

Pure Diets Mozambique SA ... Respondent

Mr.Firoz Bharucha I.b Sangramsing Yadav, Advocate for Petitioner.

Mr.Mukesh Sharma I.b Mr.Chaitanyaa Bhandarkar, Advocate for Respondent

CORAM : G. S. KULKARNI, J.

DATE : 12th MARCH 2020

PC.

1. Respondent is a foreign company in terms of Section 2 (i)(f), the arbitration in question would be an international commercial arbitration. If that be so, in view of provisions of Section 11 (12) read with provisions of section 29A (6), it would be appropriate for the petitioner to approach the Supreme Court. (See *Cabra Instalaciones Y Servicios,S.A. vs Maharashtra State Electricity Distribution Company Limited, (2019 SCC OnLine Bom1424)*).

2. The petition is accordingly disposed of with liberty to the petitioner to approach the Apex Court in appropriate proceedings.

3. All contentions of the parties are expressly kept open.

(G.S.Kulkarni, J.)