

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION**

COMMERCIAL ARBITRATION PETITION NO.275 OF 2021

Regency Hotels Private Limited Petitioner

V/s.

Gozoop Online Private Limited Respondent

Mr. Nirman Sharma a/w. Mr. Rhishikesh Bidkar, Mr. Ankit Kothari and Ms. Suchita Uppal i/b. Hariani and Co. for petitioner.

Mr. Rohan Cama a/w. Mr. Aditya Udeshi i/b. M/s. Sanjay Udeshi and Co. for respondent.

CORAM : K.R.SHRIRAM, J.

DATED : 7th MAY 2021

P.C. :

1 Mr. Sharma and Mr. Cama state that parties have entered into consent minutes of order dated 6th May 2021, scanned copy of which is emailed to the Court. The print out of the consent minutes of order is taken on record and marked “X” for identification. Mr. Cama and Mr. Sharma state that the original will be filed in the registry within one week from today. Statement accepted. The consent minutes of order is signed by Director of petitioner Mr. Harish Advani and one Mr. Rohan Bhansali, who is Director of respondent and their respective advocates. Both Mr. Sharma and Mr. Cama state that the concerned partners of the firm instructing them identify the signature of their respective clients.

2 For ease of reference, the consent minutes of order is scanned and reproduced hereinbelow :

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ORDINARY ORIGINAL CIVIL JURISDICTION

IN ITS COMMERCIAL DIVISION

COMMERCIAL ARBITRATION PETITION NO. 275 OF 2021

REGENCY HOTELS PRIVATE LIMITED ...PETITIONER

VERSUS

GOZOOP ONLINE PRIVATE LIMITED ...RESPONDENT

DATE:- 7th May, 2021

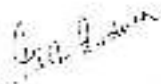
CORAM:- JUSTICE K R SHRIRAM J

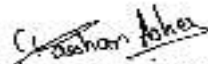
CONSENT MINUTES OF ORDER

- 1 Without prejudice to the parties' respective rights and contentions, the parties are, by consent, agreeable to the appointment of Mr. Rohan Sawant as Sole Arbitrator to arbitrate upon the disputes between the parties arising out of the Business Centre Agreement dated 6th August, 2016.
2. This Hon'ble Court be pleased to direct that all rights and contentions of the parties are kept open including specifically the objection of the Respondent as to jurisdiction of the Arbitrator to entertain claims made by the Petitioner and reserving their right to file an application under Section 16 of the Arbitration and Conciliation Act, 1996 in this regard. Both parties are at liberty to file additional pleadings.

3. This Hon'ble Court be pleased to direct that the present Petition under Section 9 be treated as an application under Section 17 of the Arbitration and Conciliation Act, 1996.
4. This Hon'ble Court be pleased to dispose of the present Arbitration Petition in terms of these Consent Minutes of Order.

Dated this ^{4th} 2 day of May, 2021

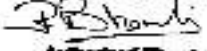

For M/s. Hariani & Co.
Advocates for the Petitioner


for Sanjay Udeshi & Co.
Advocates for the Respondent

For Regency Hotels Pvt Ltd


Director
Petitioner

For REGENCY CHAINS PVT. LTD.


Authorized Signatory

Respondent

- 3 Order in terms of the consent minutes of order.
- 4 Accordingly Mr. Rohan Sawant is appointed as Sole Arbitrator to arbitrate on all disputes between the parties arising out of the Business Centre Agreement dated 6th August 2016. Mr. Sharma and

Mr. Cama state that this would also include counter claim, if any.

5 The Arbitrator to file his disclosure as required under Section 11 (8) read with Section 12 (1) of the Arbitration and Conciliation Act, 1996 directly with the parties through their respective advocates.

6 The fees and administrative expenses of the Arbitrator including venue charges and typing charges, if any, shall be shared equally between the parties and the same shall be subject to costs in the arbitral proceedings.

7 The rights and contentions of respondent to raise objections under Section 16 of the Act and the rights of petitioner to press for considering the present petition under Section 9 as an application under Section 17 of the Act are also kept open. Should the parties wish to file any additional pleadings, they may do so.

8 Petition accordingly stands disposed.

9 All to act on authenticated copy of this order.

(K.R. SHRIRAM, J.)