

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
INTERIM APPLICATION NO.1358 OF 2021
IN
COMMERCIAL ARBITRATION PETITION NO.280 OF 2021**

Vishal Structural Private LimitedApplicant/Petitioner

V/s.

Hindustan Petroleum Corporation Ltd. & Anr.Respondents

Mr. Chirag Sancheti a/w. Mr. Kenneth Martin i/b. Bulwark Solicitors for applicant/petitioner.

Mr. Vijay Purohit a/w. Mr. Pratik Jhaveri and Mr. Virendra Vikram for respondent no.1.

CORAM : K.R.SHRIRAM, J.

DATED : 6th JULY 2021

P.C. :

1 This application has been filed to direct respondents to comply with the order dated 1st March 2021 passed by this Court and thereby, reply to the learned Arbitrator and give their consent or objection as the case may be expediently and notify the Advocates of applicant of the same. This is because despite the order passed on 1st March 2021, when respondents were represented and the Arbitrator sending his emails to respondents, respondents chose to remain silent. Due to inaction on the part of respondents, this application had to be taken out and judicial time has been spent. Mr. Jhaveri states that yesterday after they received a copy of the interim application, they have addressed a communication to the learned Arbitrator consenting for the appointment of the learned sole Arbitrator

Mr. Snehal Shah. Mr. Jhaveri states therefore, nothing survives in the application.

2 Therefore, interim application accordingly stands disposed.

3 The Arbitrator may consider imposing cost for this application alongwith the order for cost in the arbitral proceedings.

(K.R. SHRIRAM, J.)