

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

MISC. CIVIL APPLICATION NO. 751 OF 2022

Vandan Associates __ Vs. __ Smita Conductors Pvt. Ltd and ors

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. S.P.Bhandarkar, Advocate for applicant

Mr. A.C.Dharmadhikari, Advocate with Ms. Nikita Vardhan, Adv. for non-applicants

CORAM : AVINASH G. GHAROTE, J.

DATE : 24/02/2023

A preliminary objection has been raised by the respondents, in light of clauses 20 and 21 of the agreement dated 27.7.2021 (pg.53), regarding the jurisdiction of this Court.

The preliminary objection tendered across the bar is taken on record and marked as "X" for identification. The communication dated 14.2.2023 annexed with the preliminary objection also indicate the willingness of the respondents to appoint Justice Anil K. Menon, Former Judge of this Court, as the Arbitrator, subject to the withdrawal of the present application, to whose appointment and to which condition Mr. Bhandarkar, learned counsel for the applicant, upon instructions has no objection.

In that view of the matter, the application is dismissed as withdrawn.