

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL ARBITRATION PETITION NO. 385 OF 2024

Khan and Co. Infraprojects Private Limited & Anr. ...Petitioners

Vs.

Darvesh Properties Private Limited ...Respondent

WITH
ARBITRATION APPLICATION (L) NO. 18061 OF 2024

Darvesh Properties Private Limited & Anr. ...Applicants

Vs.

Khan and Co. Infraprojects Private Limited & Anr. ...Respondents

WITH
COMMERCIAL ARBITRATION PETITION (L) NO. 38303 OF 2022

Darvesh Properties Private Limited ...Petitioner

Vs.

Khan and Co. Infraprojects Private Limited & Ors. ...Respondents

WITH
COMMERCIAL ARBITRATION APPLICATION (L) NO.26946 OF 2024 (NOB)

Khan and Co. Infraprojects Private Limited & Anr. ...Applicants

Vs.

Darvesh Properties Private Limited ...Respondent

Ms. Samita Vaviya i/by Pritesh Burad Associates for the Petitioners in
ARBAPL/18061/2024.

Mr. Anoshak Daver a/w Parag Shah, Zeeshan Syed and Shraddha Prajapati for the Petitioners in CARBP/385/2024 and for the Applicants in CARAPL/26946/2024.

CORAM : ARIF S. DOCTOR, J.

DATE : 28th NOVEMBER, 2024

P.C.:-

1. Mentioned. Not on board. Taken on board for speaking to the minutes of the order dated 9th October, 2024.
2. Ms. Vaviya, Learned Counsel appearing on behalf of the Petitioner in Arbitration Application (L) No.18061 of 2024 submits that the cause title of the parties to the said Application has not been mentioned in the order and thus there is some dispute as to whether the Second Applicant in the said Application is a party to the arbitration reference or not.
3. Mr. Daver very fairly submits that he has no objection to the order being corrected to reflect the cause title. However, he submits that the same shall be subject to all rights and contentions of the Respondents in the said Application being kept open, specifically including the aspect of arbitrability of disputes in Arbitration Application (L) No.18061 of 2024 between the Respondents and the Applicants.

4. Hence, the said order be corrected to read accordingly.

(ARIF S. DOCTOR, J.)