

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**ORDINARY ORIGINAL CIVIL JURISDICTION****ARBITRATION APPLICATION NO. 58 OF 2025**

Anil Jogi .. Applicant

Versus

M/s. Sheth and Sonal Developer .. Respondent

WITH

ARBITRATION APPLICATION NO. 62 OF 2025

Nutan Shah .. Applicant

Versus

M/s. Sheth and Sonal Developer .. Respondent

WITH

ARBITRATION APPLICATION NO. 63 OF 2025

Tushar C. Shah .. Applicant

Versus

M/s.Sheth and Sonal Developer .. Respondent

...

Mr. Sulay Mitra i/b Krupa Parekh for the petitioner.

Mr. Sahil Sayed with Amit Padwal for respondent no.1.

CORAM: BHARATI DANGRE, J.

DATED : 14th NOVEMBER, 2025

P.C:-

1 Learned counsel representing respondent no.1 seek time to file his vakalatnama and make a grievance that the copy is not served upon the respondent. Learned counsel for the applicant undertake to furnish copy of the application.

It is informed that the individuals who are concerned with the Development Project have also filed independent petitions. Learned counsel is under instructions to make a statement that the dispute arising between the members of the Society and the developer is already before the Arbitrator and upon the petition being filed by the Housing Society, the claim is already raised before the Arbitrator. He would submit that a number of petitions are filed by individuals and if they are tagged together, a common order can be passed. It is his specific objection that once the Society has invoked arbitration, and the arbitration proceedings are ongoing, the individuals cannot make independent grievance and must submit themselves to the arbitration proceedings.

List the present proceedings on **28/11/2025**, along with the connected matters, numbers of which are furnished by the learned counsel for the respondent. The numbers of the connected matters are as follows :-

- (i) ARBAPL 35964/2024,
- (ii) ARBAP 68/2025
- (iii) ARBAP 62/2025
- (iv) ARBAP 63/2025
- (v) ARBAP 64/2025
- (vi) ARBAP 65/2025
- (vii) ARBAP 71/2025
- (viii) ARBAP 72/2025
- (ix) ARBAP 93/2025
- (x) ARBAP 98/2025.

(BHARATI DANGRE, J)