
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION APPLICATION NO.217 OF 2024

Vyom Labs Private Limited
Versus
Saurav Sinha

...Applicant
...Respondent

Both parties were represented through VC, but appearance has not been given.

CORAM: SOMASEKHAR SUNDARESAN, J.

DATE : FEBRUARY 14, 2025

PC :

1. This Application has been filed under Section 11 of the Arbitration and Conciliation Act, 1996 (***"the Act"***), seeking appointment of an arbitrator in connection with disputes and differences that are said to have arisen between the parties under an agreement dated March 21, 2014. The arbitration agreement is contained in Clause 12 (found at Page 62 of the Application). In the interest of brevity, the arbitration agreement is not being extracted here. Suffice it to say that this matter falls within the jurisdiction of this Court.

2. Invocation of the arbitration was effected by way of a notice dated February 19, 2024. It is seen from the reply dated March 16, 2024 that there is no objection from the Respondent to the existence of an arbitration agreement.

3. Being satisfied that an arbitration agreement is validly in existence, and that arbitration has been duly invoked, it is in the fitness

of things to refer the disputes and differences between the parties in connection with the aforesaid Work Orders to arbitration by a Sole Arbitrator.

4. In these circumstances, this Application is *finally disposed of* sending the parties to conduct arbitral proceedings before the Arbitral Tribunal appointed hereby in the following terms :-

A] Ms Namrata Vinod, an advocate of this Court is hereby appointed as the Sole Arbitrator to adjudicate upon the disputes and differences between the parties arising out of and in connection with the Agreement referred to above;

Office Address :- Chambers of Mr. Janak Dwarkadas,
3rd Floor, Mulla House,
51, Mahatma Gandhi Road,
Fort, Mumbai – 400 001

Email :- namrata.vinod@gmail.com

B] A copy of this Order will be communicated to the Learned Sole Arbitrator by the Advocates for the Applicant within a period of one week from today. The Application shall provide the contact and communication particulars of the parties to the Arbitral Tribunal along with a copy of this Order;

C] The Learned Sole Arbitrator is requested to forward the statutory Statement of Disclosure under Section 11(8) read with Section 12(1) of the Act to the parties within a period of two weeks from receipt of a copy of this Order;

D] The parties shall appear before the Learned Sole Arbitrator on such date and at such place as indicated, to obtain appropriate directions with regard to conduct of the arbitration including fixing a schedule for pleadings, examination of witnesses, if any, schedule of hearings etc. At such meeting, the parties shall provide a valid and functional email address along with mobile and landline numbers of the respective Advocates of the parties to the Arbitral Tribunal. Communications to such email addresses shall constitute valid service of correspondence in connection with the arbitration;

E] All arbitral costs and fees of the Arbitral Tribunal shall be borne by the parties equally in the first instance, and shall be subject to any final Award that may be passed by the Tribunal in relation to costs.

5. Needless to say, nothing contained in this order is an expression of an opinion on merits of the matter or the relative strength of the parties. All issues on merits are expressly kept open to be agitated before the arbitral tribunal appointed hereby.

6. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court's website.

[SOMASEKHAR SUNDARESAN, J.]