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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**ORDINARY ORIGINAL CIVIL JURISDICTION**  
**COMM. ARBITRATION APPLICATION NO. 134 OF 2024**

Tata Motors Finance Limited ...Applicant

***Versus***

Laxmi Barter Private Limited & Ors. ...Respondents

**Mr. Gaurav Jangle** *a/w Ms. Nidhi Mistry and Mr. Akshay Sawant i/b I.V. Merchant & Co. for the Applicant.*

**Mr. Vikrant Shetty** *a/w Mr. Kush Shah for the Respondent.*

**CORAM : SOMASEKHAR SUNDARESAN, J.**

**DATE : JANUARY 30, 2025**

**PC :**

1. This is an Application under Section 11 of the Arbitration and Conciliation Act, 1996 (“***the Act***”) seeking reference of disputes and differences between the parties in connection with an agreement for promotion of Tata vehicles through a Finance Scheme dated April 7, 2018, to arbitration by an arbitral tribunal.

2. After the matter was argued for some time, Learned Counsel for both the parties jointly submit that their disputes may be referred to a sole arbitrator appointed by this Court without prejudice to any of their rights and contentions on merits, leaving all their contentions to be dealt with by the Arbitral Tribunal.

3. In these circumstances, by consent of the parties, this Application is ***finally disposed of*** in the following terms:-

- a) Ms. Deepashikha Godbole, a learned advocate of this Court ([deepashikha.godbole@gmail.com](mailto:deepashikha.godbole@gmail.com)) 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.
- b) A copy of this Order shall be communicated to the Learned Sole Arbitrator by the Advocates for the Applicant within a period of one week from today. The parties shall provide the contact and communication particulars of the parties to the Arbitral Tribunal;
- 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.

4. 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.]**