

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL ARBITRATION PETITION (L) NO. 37286 OF 2024

Lords Inn Hotel & Resorts formerly known as Lords ...Petitioner
Inn Hotel & Developers Pvt. Ltd.

Versus

Pushpam Resorts LLP & Ors ...Respondents

Mr. Mayur Khandeparkar, a/w *Aman Kacheria, Rishabh Dhanuka, Anisha Didwania & Mahima Shah, i/b Agarwal & Dhanuka Legal, for the Petitioner.*

Ms. Apoorva Kulkarni, i/b *Yakshay Chheda, a/w Saxena, i/b SSB Legal & Advisory, for Respondent No.1.*

CORAM : SOMASEKHAR SUNDARESAN, J.

DATE : JANUARY 6, 2025

PC :

1. Having heard the Learned Counsel for parties, it appears that short point in issue is whether the clause alluded to by the Petitioner as being an arbitration agreement, could at all be regarded as an arbitration agreement. Each Counsel is vociferous in the view they canvass. To enable them to address the Court on this issue, stand over to ***January 15, 2025*** under the same caption.

2. Meanwhile, Mr. Khandeparkar submits that an Application under Section 11 is also contemplated, and is proposed to be filed in the

next few days. In view of the stance of the Respondents that there is no arbitration agreement at all, should such an Application be filed, the Registry shall list the same along with this Petition on January 15, 2025.

3. Learned Counsel for the Respondents fairly states that since a statement had been made on the last occasion, he would continue that statement until January 15, 2025. Both parties are requested to file a short and crisp articulate note on submissions in bulletined form not exceeding three pages on or before the next date.

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.]