

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION**

**COMM. ARBITRATION APPLICATION NO. 53 OF 2025
WITH
COMM. ARBITRATION PETITION NO. 31 OF 2025**

Hitesh Coal Traders

...Applicant/Petitioner

Versus

New Bombay Paper Mills Pvt. Ltd.

...Respondent(s)

Mr. Piyush Raheja *a/w. Feroze Patel and Sandeep Kumar i/b Rucha Jog, for Applicant/Petitioner.*

Respondent was represented through VC but appearance has not been submitted.

CORAM : SOMASEKHAR SUNDARESAN, J.

Date : March 27, 2025

P. C.

1. This is a Petition under Section 9 of the Arbitration and Conciliation Act, 1996.
2. Learned Counsel for the Respondent submits that the Respondent has been admitted to a Corporate Insolvency Resolution Process by the Adjudicating Authority under the Insolvency and Bankruptcy Code, 2016 (“**IBC**”) yesterday. If that were true, the Respondent would be a beneficiary of a moratorium under Section 14 of the IBC.

3. Consequently, to ascertain the factual position and to enable the Applicant as well to make its own inquiries, stand over to ***April 7, 2025*** on the ***Supplementary Board***.

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.]