
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL ARBITRATION PETITION NO. 388 OF 2024

D Thakkar Constructions Pvt Ltd

...Petitioner

Versus

The Chief Engineers-C- MTP Central Railways

...Respondent

Mr. Kunal Damle, for the Petitioner.

Mr. Narayan R. Bubna, for Respondent.

CORAM : SOMASEKHAR SUNDARESAN, J.

DATE : JULY 7, 2025

PC :

1. This Petition has been filed under Sections 14 and 15 of the Arbitration and Conciliation Act, 1996 (*“the Act”*).

2. Learned Counsel for the parties have reached consensus on disposing of the matter by constituting a new three-member arbitral tribunal. Learned Counsel for the Petitioner has submitted that the nominee arbitrator on behalf of the Petitioner shall be Mr. Swannad Ganoo, a Learned Advocate of this Court. Learned Counsel for the Respondent submits that within one week from today, the Respondent shall intimate his nominee arbitrator to the Petitioner. The two

arbitrators so appointed shall pick a presiding arbitrator in accordance with the arbitration agreement.

3. With the aforesaid directions, this Petition is ***finally disposed of***.

4. 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.

5. 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.]