

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

**COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM. DIVISION MATTERS NO.32 OF 2020
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017**

Mulund Raviraj Co-operative Housing Society Ltd. ...Petitioner
Versus
Rupji Constructions & Anr. ...Respondents

**WITH
INTERIM APPLICATION NO.1912 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION NO.3390 OF 2022
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.217 OF 2018
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
NOTICE OF MOTION IN COMM.DIVISION MATTERS NO.688 OF 2018
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.763 OF 2018
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.234 OF 2019
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.45 OF 2019
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
NOTICE OF MOTION IN COMM.DIVISION MATTERS NO.350 OF 2019
IN**

COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.24824 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.1080 OF 2019
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
CHAMBER SUMMONS IN COMM.DIVISION MATTERS NO.40 OF 2020
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.50 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.32205 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.2136 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.37939 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION NO.410 OF 2021
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.32962 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.23486 OF 2022
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.19656 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017

WITH
INTERIM APPLICATION NO.2365 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.1929 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.1938 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION (L) NO.12903 OF 2021
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017
WITH
INTERIM APPLICATION NO.1912 OF 2024
IN
COMMERCIAL ARBITRATION PETITION NO.559 OF 2017

Ms. Ankita Singhanian *i/b. Akshay K., Advocate for Applicant in IA/1912/2024.*

Mr. Prashant V. Malik *a/w. Mr. Vijay Chauhan & Manali M. Shigvan, Advocates for Applicant in IAL/24824/2024.*

Mr. A.K. Chauhan *a/w. Rahul Chauhan, Abhijit Bansode, Jinay Jain, Damini Mishra & Manasi Bhavate, Advocate for Respondent No.1.*

Mr. Ketan Trivedi, *Court Commissioner is present.*

Ms Sunita Warang *a/w. Anil K. Lulla, Advocate for Intervener.*

Mr. Abhinav Bhatkar, *Advocate for Applicant in IA/50/2024.*

Mr. Dormaan J. Dalal, *Advocate for Applicant in CHSCD/40/2020.*

Ms Jill Rodricks *i/b. Mr. Amit Tungare, Advocate for Applicant in IAL/19656/2024.*

Ms Akshada A. Pasi, *Advocate for Intervener in IA/37339/2024.*

Mr. Tushar Dahibawkar a/w. *Vikhil Dhoka and Abhijit Mukherjee*, *Advocate for Petitioner in CARP/559/2017.*

Ms Pooja Yadav i/b. *Komal Punjabi*, *Advocate for Applicant in IA/3390/2022 & Respondent No.2 in CARBP/559/2017.*

CORAM: SOMASEKHAR SUNDARESAN, J.

DATE : JANUARY 28, 2025

PC :

1. All these proceedings relate to Commercial Arbitration Petition No.559 of 2017, which is a Petition under Section 9 of the Arbitration and Conciliation Act, 1996 (*“the Act”*) filed by Mulund Raviraj Co-operative Housing Society Ltd. primarily in connection with redevelopment of a building for which the developer is Rupji Constructions.
2. Today, the cause list (in PDF form) list these matters over eight and a half pages. In order to have a comprehensive view of what each proceeding is about, the Learned Court Commissioner is requested to file a comprehensive report in a tabular form setting out what is sought in each of these proceedings filed in this matter, all of which are listed at Sr.No.8 today.
3. Given the efflux of time, each of the parties who have taken out an Application in these matters is requested to serve a fresh copy of the

complete proceedings on the Learned Court Commissioner within a period of one week from today and also to the Society and to the Developer, no later than February 4, 2025.

4. Upon a review of the documents made available to the Learned Court Commissioner, the chart as above and a report shall be prepared by him no later than February 11, 2025.

5. Mr. Trivedi, the Learned Court Commissioner shall share a copy of the report on each of the advocates representing parties in these proceedings. The Advocates are requested to approach the Learned Court Commissioner to take copy of the report. To enable the Court to get a sense of the matter, the Learned Court Commissioner has tendered a compilation of 82 orders passed in the matter between December 13, 2017 and July 29, 2024. The same is taken on record.

6. List on *February 14, 2025* under the caption “*For Directions-Section 9*”.

7. 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.]