

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO.3883 OF 2025

IN

COMPANY PETITION NO.200 OF 2014

Hemant Vishwasrao Chavan

...Applicant

In the matter between.

SICOM Limited

...Petitioner

Versus

Shree Marathwada Paper Mills Pvt. Ltd. & Anr.

...Respondents

Mr. Kunal Mehta a/w Mr. Robin Fernandes, Mr. Sukrit Parashar, Ms. Lillyan Thangkhiew & Mr. Aditya Shinde i/b Vesta Legal, for the Applicant.

Mr. Jamsheed Master a/w Mr. Aniket Worlikar, for Respondent No.2.

Mr. Ashok Patil, Respondent No.2, present.

Mr. Sunil Kadam, for SICOM & MSFC.

Mr. Rushabh Sheth (through V.C.), for the Official Liquidator.

Mr. Satyajit Roul, Official Liquidator, present.

Dr. J. P. Gautam, Dy. Official Liquidator, present.

CORAM : ARIF S. DOCTOR, J.

DATE : 22nd DECEMBER 2025

P.C.

1. After this matter was heard at substantial length, and I had indicated to learned counsel for the Applicant that I was inclined to grant the reliefs sought for, as to my mind the arbitral award makes it clear that the arbitration fees have to be borne by the Respondents in the arbitration, namely SICOM and MSFC.

2. Learned counsel for the Applicant then, at this stage, sought leave to withdraw the Interim Application. He, however, prayed for liberty to pursue the

remedy for recovery of arbitration fees against SICOM and MSFC. The liberty as prayed for is granted.

3. Apart from noting the very unfortunate situation that SICOM and MSFC, both being public sector undertakings, have not made payment of arbitration fees in terms of the arbitral award, it is also clarified that the time taken in prosecuting this proceeding up to today shall stand excluded from any proceedings that the Applicant should desire to undertake against SICOM and MSFC for recovery of the arbitral fees.

4. The Interim Application is disposed of.

[ARIF S. DOCTOR, J.]