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

ARBITRATION APPLICATION NO. 108 OF 2025

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Mumin Tariq Bhat
Proprietor Anlox Defence Service ... Applicant
Vs
Union of India
through the Secretary,
Ministry of Communications DOP
CPMG Maharashtra Circle & Anr. .. Respondents

Mr. Mumin Tariq Bhat, *Applicant present.*

Mr. Anjani Kumar Singh, *for Respondent No. 2.*

CORAM : SOMASEKHAR SUNDARESAN, J.

Date : June 17, 2025

1. This is an Application under Section 11 of the Arbitration and Conciliation Act, 1996 (“*the Act*”).
2. After the matter argued for some time, Learned Counsel for the Respondent fairly states that if the issue of limitation in the invocation of arbitration is left open, then Respondents have no objection to referring the disputes to arbitration. According to him, while the approach to this Court upon invocation is well within time, the invocation is time barred and he

reserves his right to make submissions on this aspect before the Arbitral Tribunal.

3. In these circumstances, the Application is *finally disposed of* in the following terms:

A] Mr. Yashodhan Divekar, a learned advocate of this Court, is hereby appointed as the Sole Arbitrator to adjudicate upon the disputes and differences between the parties arising out of and in connection with the Agreement referred to above. The contact particulars are as under :

Office Address : 1st floor, Rajabahadoor Mansion,
14 Ambalal Doshi Marg, Fort, Mumbai 400 023.
Email Id : yashodhandivekar@yahoo.in

B] A copy of this Order will be communicated to the Learned Sole Arbitrator by the Advocates for the Applicant within a period of one week from the date on which this order is uploaded on the website of this Court. The Applicant shall provide the contact and communication particulars of the parties to the Arbitral Tribunal along with a copy of this Order;

C] The Learned Sole Arbitrator is requested to forward the statutory Statement of Disclosure under Section 11(8) read with Section 12(1) of

the Act to the Advocates for the Applicant so as to enable them to file the same in the Registry of this Court. The Registry of this Court shall retain the said Statement on the file of this Application and a copy of the same shall be furnished by the Advocates for the Applicant to the Respondents;

D] The parties shall appear before the Learned Sole Arbitrator on such date and at such place as indicated, to obtain appropriate directions with regard to conduct of the arbitration including fixing a schedule for pleadings, examination of witnesses, if any, schedule of hearings etc. At such meeting, the parties shall provide a valid and functional email address along with mobile and landline numbers of the respective Advocates of the parties to the Arbitral Tribunal. Communications to such email addresses shall constitute valid service of correspondence in connection with the arbitration;

E] All arbitral costs and fees of the Arbitral Tribunal shall be borne by the parties equally in the first instance, and shall be subject to any final Award that may be passed by the Tribunal in relation to costs.

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.]