

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMM. ARBITRATION APPLICATION NO. 506 OF 2025
(Order corrected as per order dated 21/11/2025)

Arush Ventures LLP .. Applicant
Versus
Shree Sangam Shivam Cooperative .. Respondent
Housing Society

...

Mr. Kausar Banatwala a/w Rajesh Shah i/b Tushar Goradia for
the Applicant.
Mr. Bhuvan Singh i/b AMJ Parekh for respondents.

CORAM: BHARATI DANGRE, J.
DATED : 20th NOVEMBER 2025

P.C:-

1. Upon the order being passed on 3/10/2025, appointing a Sole Arbitrator, practicing Advocate of this Court, to adjudicate upon the disputes and differences that have arisen between the parties, the learned Arbitrator by communication dated 18/11/2025, with reference to the preliminary meeting, indicated that he was regularly briefed by the Advocates representing the claimant.

As he made the said disclosure, the Advocate for the respondent sought time to take instructions and indicated that they would prefer appointment of a new Arbitrator by

substitution.

2. In the wake of the communication dated 18/11/2025, and since the request is made for substitution of the Arbitrator, I deem it appropriate to substitute the Arbitrator appointed by this Court, by appointing Advocate Shadab Jan, an Advocate practicing in this Court, who shall now act as an Arbitrator and shall be bound by the terms and conditions, which were specifically set out in the order dated 3/10/2025.

Needless to state, as indicated in the order, all rights and contentions of the parties are kept open.

3. The learned counsel for the applicant states that an petition filed by her vide CARBPL No.15950 of 2025, is already permitted to be converted and treated as an application under Section 17 of the Arbitration and Conciliation Act, 1996, before the learned Arbitrator, and who shall take it into consideration.

4. Application stands disposed of in the aforesaid terms.

(SMT. BHARATI DANGRE, J.)