

rajshree

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL ARBITRATION PETITION NO. 983 OF 2025

Ningbo Aux Imp & Exp Co. Ltd. .. Petitioner
vs.
Amstrad Consumer India Pvt. Ltd. .. Respondent

Ms.Kshama Loya a/w S. Sharma for the Petitioner.

Mr.Karl Tamboly a/w Eshika Chandan, Gajendra Maheshwari and
Siddharth Punj i/b Lodha & Lodha Associates for the Respondent.

CORAM : BHARATI DANGRE, J.

DATE : 4th DECEMBER, 2025.

P.C.

1 The preliminary objection raised by Mr. Tamboly is about the Petition under Section 9 of the Arbitration and Conciliation Act, 1996, being entertained after the enforcement proceedings under Section 47 are already instituted in this Court.

The learned counsel representing the Petitioner would place reliance upon the decision of Division Bench of Delhi High Court in case of **Shanghai Electric Group Co. Ltd. vs. Reliance Infrastructure Ltd.**¹, and also the decision of learned Single Judge of this Court in **Aircon Beibars FZE vs. Heligo Charters Pvt. Ltd.**²,

1 2024 SCC OnLine Del 1606

2 2017 SCC OnLine Bom 631.

2 Mr.Tamboly the learned counsel representing the Respondent seek some time to ascertain the legal position as it prevails as on date.

3. List on 11/12/2025.

[BHARATI DANGRE, J]