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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL ARBITRATION APPEAL NO. 5 OF 2025
IN
COMMERCIAL ARBITRATION PETITION NO. 210 OF 2024**

M/s. NM Construction

... Appellant

V/s.

Suryadeep Engineering Pvt. Ltd.

... Respondent

Mr. Shyam Kapadia with Mr. Drupad Vaghani, Ms. Gayatri Mohite and Mr. Ashwath Reddy for the Appellant
Ms. Nirmohi Bansod i/b. Mr. Akash Menon for the Respondent

**CORAM : ALOK ARADHE, CJ. AND
SANDEEP V. MARNE, J.**

DATE : 16 JULY 2025

P.C. :

1. In this Appeal under Section 37 of the Arbitration and Conciliation Act, 1996, the Appellant has assailed the validity of the order dated 10 January 2025, by which the Petition filed by the Respondent under Section 34 of the Arbitration and Conciliation Act, 1996 has been allowed and the award dated 14 October 2022 has been set aside principally on the ground that the Arbitral Tribunal was not properly constituted.
2. The learned Counsel for Respondent prays for adjournment.
3. List on **12 August 2025**.

(SANDEEP V. MARNE, J.)

(CHIEF JUSTICE)