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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

ARBITRATION PETITION NO.72 OF 2026

M/s. Klaus Multiparking Systems Pvt. Ltd.Petitioner

V/s.

Niraj Kumar Associates Pvt. Ltd.Respondent

Mr. Nikhil Dongre for the petitioner.

Mr. Ronak Utagikar for the respondent.

CORAM : JITENDRA JAIN, J.

DATED : 16th April 2026

PC. :

1. Liberty to advocate for the respondent to file vakalatnama within one week from today.
2. This Petition has been filed under Section 11 of the Arbitration and Conciliation Act, 1996 (***“the Act”***), seeking appointment of an Arbitrator in connection with disputes and differences that are said to have arisen between the parties under an agreement dated 21 July 2023. The arbitration agreement is contained in Clause ‘F’ under the heading of General Terms (at Page 23 of the petition).
3. By a letter dated 16 February 2026, the petitioner have invoked the arbitration clause.
4. The learned counsel for the respondent states that all the contentions be kept open to be canvassed before the Arbitrator. The said submission is fair.
5. Being satisfied that an arbitration agreement is validly in existence and that the arbitration has been duly invoked to refer the disputes and

differences between the parties in connection with the aforesaid agreement to arbitration by a Sole Arbitrator.

6. In these circumstances, this petition is finally disposed of in terms of the following order: -

- A) Mr. Aditya S. Kanetkar, 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;

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- B) A copy of this Order will be communicated to the Learned Sole Arbitrator by the Advocates for the Petitioner within a period of one week from the date of upload of this order. The petitioner 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 parties within a period of two weeks from receipt of a copy of this Order;
- 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.

7. 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.

8. 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.

9. Petition is disposed of in above terms.

(JITENDRA JAIN, J.)