

JVS.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

INTERIM APPLICATION NO. 1418 OF 2026

IN

COMMERCIAL ARBITRATION APPEAL NO. 15 OF 2024

National Agricultural Co-operative }
Marketing Federation of India Limited } Applicant

In the matter between

National Agricultural Co-operative }
Marketing Federation of India Limited } Appellant

Versus

Roj Enterprises (P) Limited & Ors. } Respondents

Mr. Ankit Tiwari i/b. Mr. Shashipal Shankar, Advocates
for the applicant.

Ms. Punita Arora with Mr. Puneet Arora i/b. Arora & Co.,
Advocates for Respondent Nos. 1 & 3.

**CORAM: SHREE CHANDRASHEKHAR, C.J. &
SUMAN SHYAM, J.**

DATE: 20th FEBRUARY 2026

P.C.:

The learned counsel for the appellant and the learned counsel for the respondent nos.1 and 3 have made a statement at the Bar that the respondent no. 2 never appeared in any proceedings relating to this matter.

2. Mr. Ankit Tiwari, the learned counsel for the appellant states that by an order dated 7th March 2025, the trial Court was directed to dispose of section 34 petition within a period of three months.

3. Ms. Punita Arora, the learned counsel for the respondent nos. 1 and 3 states that these respondents are supporting the appellant insofar as expeditious disposal of section 34 petition is concerned.

4. In the order dated 7th March 2025, this Court has directed as under:-

“18. Accordingly, for the reasons afore-stated, the judgment dated 22/04/2024 passed by the learned District Judge-2, Pune in Civil

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Miscellaneous Application No. 1337 of 2019 is quashed and set aside.

- i. The proceedings in Civil Miscellaneous Application No. 1337 of 2019 are restored for being considered afresh under Section 34 of the Act of 1996 in accordance with law.*
- ii. It is clarified that this Court has not examined the respective submissions of parties on merits and all grounds of challenge/defence raised are open for being urged in the proceedings under Section 34(2) of the Act of 1996. Any observations made in this judgment shall not be treated as expression of any opinion by this Court on the merits/demerits of the impugned order. Since the award as passed on 12/02/2019 and as the pleadings of the parties with regard to the proceedings under Section 34 of the Act of 1996 are complete, Civil Miscellaneous Application No. 1337 of 2019 shall be decided on its own merits and in accordance with law within a period of three months from today. The amount deposited by NAFED pursuant to the order dated 03/07/2024 shall remain invested in deposit and would be subject to outcome of the proceedings under Section 34 of the Act of 1996. The Commercial Arbitration Appeal is allowed and aforesaid terms leaving the parties to bear their own costs.”*

5. In view thereof, the Court concerned was required to decide the matter without granting any adjournment to the parties and taking any further or additional material on record within a period so specified in the order dated 7th March 2025.

6. We are, therefore, inclined to entertain this application and issue a direction to the Court concerned to hear the matter and dispose of the same within a period of two months.

7. Let the parties appear for final hearing of the matter on 5th March 2025. The Court concerned shall hear the matter on day to day basis without granting an adjournment to any of the parties but for exceptional circumstances.

8. With the aforesaid directions, Interim Application No. 1418 of 2026 is disposed of.

[SUMAN SHYAM, J.]

[CHIEF JUSTICE]