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p1-carap-562-2025

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL ARBITRATION APPLICATION NO. 562 OF 2025

Apparel Gateway Cafe' India Pvt. Ltd.

...Applicant

V/s.

Survee Shidal

...Respondent

Mr. Anurup Dasgupta *a/w Ms. Drshika Hemnani and Rishad Mehta i/b*
M/s. Jhangiani Narula and Associates for Applicant.

CORAM: SANDEEP V. MARNE, J.**DATED: 20 April 2026.****P.C.:**

- 1) Not on board. Taken on board.
- 2) The motion is made for speaking to the minutes of order dated 10 April 2026.
- 3) It is reported that incorrect portion of the affidavit of service is incorporated in paragraph 2 of the order. It is reported that two affidavits of service were tendered by the Applicant. Accordingly quoted paragraph 4 of affidavit of service in para 2 of the order be replaced with paragraph 4 of affidavit of service dated 9 April 2026, which reads as under:-

"4) I say that thereafter as instructed by my employer, the Applicant abovenamed, I on 6th April, 2026 itself, personally proceeded to hand deliver the letter bearing Reference No. HC-B/Notice/1989/2026 dated 30th March, 2026 along with its annexures issued by the Prothonotary and Senior Master at the other address of the Respondent, namely Shop No. 1, 1st Floor, Yash Paradise CHS, Sector 8A, Airoli, Navi Mumbai -400708, Maharashtra, India. I say that upon reaching the Respondent's abovementioned address at Airoli, Navi Mumbai, I personally handed over the said letter bearing Reference No. HC-B/Notice/1989/2026 dated 30th March, 2026 to the representative of the Respondent, who identified herself as Ms. Saniya. I, upon handing over the said letter to Ms. Saniya, I requested her to acknowledge the receipt of the letter by signing the office copy thereof, the said Ms. Saniya refused to endorse her signature thereon stating she was not authorized to do so. I, accordingly, wrote her name on the office copy of the letter and her Mobile number, which she provided to me after handing over the notice along with its annexures. Hereto annexed and marked as Exhibit "B" is a copy of the office copy of the letter bearing Reference No. HC-B/Notice/1989/2026 dated 30th March, 2026, addressed to the Respondent, with the acknowledgement receipt thereon."

4) The order dated 10 April 2026 be corrected accordingly.

[SANDEEP V. MARNE, J.]