



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CONTEMPT PETITION NO.341/2024

Goyal Technochem Pvt. Ltd. Thr. Authorised signatory Nilesh Wandhe
Vs.

Castwise Manufacturing Company thr. Authorised Officer Amandeep Singh and
another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri Rishabh Khemuka, Advocate for petitioner
Shri I.G. Meshram, Advocate for respondents

CORAM : PRAVIN S. PATIL, J.

DATE : 18.02.2026

1. In the present petition, contempt is alleged of the interim order passed by the Arbitrator in Arbitration Case No. ZAH/NGP/6/2024, wherein, by way of an ad-interim order dated 09.07.2024, the present respondent was directed to furnish a solvent surety before the Tribunal for the sum of Rs. 34,12,682/-. The said order was not complied with by the respondent, and accordingly, it was confirmed by the learned Arbitrator in the order dated 10.10.2024.

2. It is further pointed out that due to non-compliance with the interim order, the Arbitrator passed a further order to strike off the defence of the present respondents, and subsequently, finally decided the arbitration proceedings by his order dated 22.08.2025.

3. In the present petition, contempt is alleged against the interim order passed by the Arbitrator, whereby the respondent was directed to furnish a solvent surety. As the same has not been complied with till date. It is the contention of the petitioner that the respondent has disobeyed the order, and therefore, contempt proceedings should be initiated against him.

4. Learned counsel for the respondents stated that the interim order dated 09.07.2024 was merged into the final order passed by the Arbitrator. He also pointed out that the respondent's defence was not struck down by the Arbitrator in the arbitration proceedings for failing to furnish the surety.

5. Hence, in view of the fact that the interim order has been merged into the final award of the Arbitrator, the present petition cannot be entertained by this Court in the facts and circumstances of the case.

6. In my considere-d opinion, with regard to the interim order against which contempt is alleged, the learned Arbitrator has duly taken note of the matter and, as a consequence, struck off the defence of the respondent in the arbitration proceedings.

7. Not only this, the final award has already been passed in the matter. As such, the interim order has been as

merged into the final award passed by the Arbitrator.

8. Accordingly, a contempt petition does not lie against an order which no longer exists. Hence, contempt proceedings are dropped against the respondents, and the petition stands disposed of.

9. No order as to the costs.

(PRAVIN S. PATIL J.)

R.S. Sahare