

Registration No. : COMM.CMA/140/2026
Filing No. : COMM.CMA/141/2026
Filed On : 01/07/2026
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Decided On : 24/07/2026
Duration : Y.== M.== D.==

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IN THE COMMERCIAL COURT AT AHMEDABAD

Court No. 19

COMM. CIVIL MISC. APPLICATION NO. 140 OF 2026

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Exh.

APPLICANT:-

Dhaval Himmatbhai Rudani,

Age: 31 Years, Occupation: Business,
Partner of K. D. Developers,
4, Kailashdham Society,
Block-A, Bapunagar,
Ahmedabad.

Versus

OPPONENTS:-

- 1. Kinjal Mansukh Ladani,**
Partner of K. D. Developers,
Age: 45 Years, Occupation: Business,
70, Narayan Society, Opp. D-Mart,
Harsh Colony Road, Bapunagar,
Ahmedabad - 382350.
- 2. Narayan Mandalbhai Desai,**
Age: 63 Years, Occupation: Business,
26, Shivam Tenament,
Nr. Sundar Bungalow,
New Nikol, Ahmedabad.

3. The Saurashtra Cooperative Bank Ltd.

Having registered office at:
Bhidbhanjan, Nr. Hanuman Mandir,
Narol Road, Bapunagar,
Ahmedabad – 380024.

4. Bhavin Dilipbhai Patel,

Age: 44 Years, Occupation: Business,
15, Hansdeep Manichandra,
Part – 5, Smeshwar Cross Road,
Memnagar, Ahmedabad.

5. Dilipbhai Babubhai Pate,

Age: 68 Years, Occupation: Business,
15, Hansdeep Manichandra,
Part – 5, Smeshwar Cross Road,
Memnagar, Ahmedabad.

6. Vaja Twinkle Yoheshbhai,

Age: 36 years, Occupation: Business,
B/401, Maruti 5, Divya Jivna,
Opp. Galaxy Business,
Nikol, Ahmedabad.

7. Gitaben Kishorbhai Italiya,

Age: 43 years, Occupation: Business,
C/201, Arise Heights,
M. G. Road, Nr. Suryam Floor,
Nikol, Ahmedabad.

8. Gohil Pravinbhai Bhupatbhai,

Age: 43 years, Occupation: Business,
B/1/49, Shiromani Bungalows,
Nr. Vinayak Park, Odhav,
Ahmedabad.

9. Gohil Harshadbhai Bhupatbhai,

Age: 39 years, Occupation: Business,
B/1/49, Shiromani Bungalows,
Nr. Vinayak Park, Odhav,
Ahmedabad.

- 10. Gohil Ghanshyam Bhupatbhai,**
Age: 39 years, Occupation: Business,
B/1/49, Shiromani Bungalows,
Nr. Vinayak Park, Odhav,
Ahmedabad.
- 11. Hirpara Asha Mukeshbhai,**
Age: 49 years,
A/17, Shiv Park,
Nr. Gopal Chowk,
Nava Naroda, Nikol,
Ahmedabad.
- 12. Bindiya Sanjaybhai Dave,**
Age: 39 years, Occupation: Doctor,
70-2, Chandraprakash 2,
Nr. Bank of Baroda,
Kankariya, Ahmedabad.
- 13. Chandubhai Bhupatbhai Gohil,**
Age: 36 years, Occupation: Business,
B/1/49, Shiromani Bungalows,
Nr. Vinayak Park, Odhav,
Ahmedabad.
- 14. Mukeshbhai Narayanbhai Hirpara,**
Age: 50 Years, Occupation: Doctor,
A/17, Shiv Park, Nr. Gopal Chowk,
Nava Naroda, Nikol, Ahmedabad.

Appearance:-

Mr. R. T. Songara, Learned Advocate for the Applicant.

Mr. V. D. Gajjar, Learned Advocate for the Opponents.

- :: J U D G M E N T :: -

1. The applicant has filed the present application under Section 29 A (4) of the Arbitration And Conciliation Act,

1996 (herein after referred as 'Act') and sought for a prayer to extend the time limit as prayed for in the relief Para-(5).

2. Pursuant to the notice issued to the opponents, the opponents appeared through their learned Advocate, but has not filed any written objections against the present application.
3. It is pertinent to note that the present opponents have also filed purshis vide Exh.29 and have given a consent to extend the period for completion of the arbitral proceedings. Further it is specifically mentioned that time may be extended up to 31/08/2026 as the matter is kept for final order before the Tribunal.
4. Heard the detailed arguments made by the learned Counsels for the respective sides.
5. On going through the rival submission made by both the sides, it is undisputed that the present opponents have also filed purshis at Exh.29 for extension of time for concluding arbitral proceedings. Further, it is also the pleading of the applicant that the learned Sole Arbitrator has also invested substantial time and efforts in hearing the matter and that is why, they have expressed their consent for extension of time. Further applicant has not asked any specific time limit for extending the period but on perusal of the pursis filed by the Id. Advocate for the opponent, it transpires that extension is asked up to 31/08/2026, even the Id. Advocate for the applicant also given oral consent that time may be extended up to 31/08/26 for completion of the arbitral proceedings and making the award.

6. Hence, as both parties are agreed to extend the time limit up to 31/08/2026 such period should be extended. Therefore, in such peculiar fact and circumstances, reasonable time for mandate should be extended in the interest of justice for adjudication of the fact-in-issue between the parties. Therefore, present application deserves to be allowed. Hence, the following final order is passed in the interest of justice:-

--: ORDER :-

- (1) The present application filed by the applicant is hereby allowed and thereby the period for completing the arbitral proceedings and issuing the award is hereby extended up to 31/08/2026 as asked by both parties.
- (2) No order as to costs.

Pronounced in the open court on this 24th day of July, 2026.

Date : 24/07/2026
Place : Ahmedabad.

(H. N. Ramavat)
Judge, Commercial Court,
City Civil Court No.19, Ahmedabad
(Unique ID Code : GJ00822)