



Arb. R. D. No. 2503/2023.
Shriram City Union Finance Ltd. Vs.
Mallappa Mariappa Halli.
CNR No.MHST020047322023.

ORDER BELOW EXH. 1

01. The present Execution Petition is filed for enforcement of an arbitral award passed by a Sole Arbitrator.

02. The Court had directed the Decree Holder to satisfy the maintainability of the present Execution Petition by clarifying the manner and procedure of appointment of the Sole Arbitrator and whether such appointment was in conformity with Sections 11 and 12 (5) of the Arbitration and Conciliation Act, 1996 read with Schedule VII, in view of the law laid down in **Bhadra International (India) Pvt. Ltd. V. Airport Authority of India** and **L & T Finance Ltd. V. Sangita Bhansali**.

03. The Decree Holder has filed a pursis at Exh.13 seeking permission to withdraw the present Execution Petition with liberty to file a fresh execution petition after making necessary compliance in accordance with law and guidelines given in above cases.

04. The pursis at Exh.13 is read and recorded. In view of the law laid down in the case of **L & T Finance Ltd. V. Sangita Bhansali**, the counsel for the Decree Holder has also submitted that the period spent in prosecuting the present Execution Petition be considered for the purpose of limitation.

05. Considering the said pursis at Exh.13, the present Execution Petition is disposed of as withdrawn with liberty to the Decree Holder to file a fresh Execution Petition after complying with the requirements of law regarding the appointment and eligibility of the Arbitrator.

06. The period from invocation of arbitration till today shall stand excluded while computing limitation for initiating fresh arbitration proceedings, in terms of the principles laid down in **L & T Finance Ltd. V. Sangita Bhansali.**

Hence, the Execution Petition stands disposed of accordingly. No order as to costs.

Satara.
Date:- 03/08/2026.

(Sampurna D. Gundewadi)
Jt. Civil Judge, Sr. Dn., Satara.