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

ARBITRATION PETITION NO.73 OF 2026

Mr. Alnesh Akil Somji Partner of
M/S Sai EnterprisesPetitioner
V/S
Shri Vilas Ganpat Manore
(Partner Of M/S Sai Enterprises & Anr.Respondents

Mr. Ronak M. Utagikar for the Petitioner.
None for the Respondents.

CORAM : Jitendra Jain, J.

DATED : 23 April 2026

PC:-

1. Affidavit of service on respondent Nos.1 and 2 is taken on record. In spite of the service there is no appearance on behalf of the respondents.
2. The dispute arises out of partnership agreement dated 3 July 2012 which was further reconstituted on 3 June 2022 between petitioner and the respondents. Arbitration clause is at page 24 of the Arbitration petition.
3. On 5 June 2025, the arbitration was invoked. The said letter was replied by the respondents on 8 July 2025 and 9 August 2025.
4. Since there is an arbitration agreement between the parties, the dispute is referred to a sole arbitrator Mr. Shrikant Dattatray Kulkarni, J. (Retired).

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5. The parties are at liberty to raise all the contentions before the learned Arbitrator.

6. In these circumstances, the petition is finally disposed of in terms of the following order :-

- A) Mr. Shrikant Kulkarni, J. (Retired), is hereby appointed as a Sole Arbitrator to adjudicate upon the dispute and differences between the parties arising out of and in connection with the agreement referred to above.

Office address : Lex Credence, Subodh Heights,
Plot No.41, Shivprasad CHS,
Ganeshmala, Sinhgad Road,
Pune- 411 030

Email ID : Kulkarni.shrikantd@gmail.com

Contact No. : 9833029277

- B) A copy of this Order will be communicated to the Learned Sole Arbitrator by the Advocates for the Petitioner within a period of one week from the date of upload of this order. The petitioner shall provide the contact and communication particulars of the parties to the Arbitral Tribunal along with a copy of this Order;
- C) The Learned Sole Arbitrator is requested to forward

the statutory Statement of Disclosure under Section 11(8) read with Section 12(1) of the Act to the parties within a period of two weeks from receipt of a copy of this Order;

D) The parties shall appear before the Learned Sole Arbitrator on such date and at such place as indicated, to obtain appropriate directions with regard to conduct of the arbitration including fixing a schedule for pleadings, examination of witnesses, if any, schedule of hearings etc. At such meeting, the parties shall provide a valid and functional email address along with mobile and landline numbers of the respective Advocates of the parties to the Arbitral Tribunal. Communications to such email addresses shall constitute valid service of correspondence in connection with the arbitration;

E) All arbitral costs and fees of the Arbitral Tribunal shall be borne by the parties equally in the first instance, and shall be subject to any final Award that may be passed by the Tribunal in relation to costs.

7. Needless to say, nothing contained in this order is an expression of an opinion on merits of the matter or the relative strength of the parties. All issues on merits are expressly kept open to be agitated before the arbitral tribunal appointed hereby.

8. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court's website.

9. The cost of the arbitration including arbitration fees should be shared equally and the fees of the arbitrator is to be agreed upon by both the parties and the arbitrator.

10. Petition is disposed of.

(Jitendra Jain, J)