



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMMERCIAL ARBITRATION APPLICATION (L) NO.973 OF 2026

Mahendra Realtors & Infrastructure LimitedApplicant

V/S

Zilla Parishad, Raigad, Alibag
through its Chief Executive Officer & Ors.Respondents

Mr. Nikhil V. Adkine *for the Applicant.*

Mr. Ashutosh Gavnekar i/b Mr. Rohit Parab and Mr. C.G. Gavnekar *for Respondent Nos.1 and 2-ZP.*

Mr. Sanjay Kawathekar, Junior Engineer, Building Construction (RZP) and Mr. Bhushan R. Sawakari, Section Engineer (RZP) present in Court.

CORAM : SANDEEP V. MARNE, J.

DATE : 27 APRIL 2026.

P.C.:

1. This is an Application filed under Section 11 of the Arbitration and Conciliation Act, 1996 (**Arbitration Act**) seeking appointment of a sole Arbitrator for adjudication of disputes and differences between parties arising out of the Tender.

2. I have heard Mr. Adkine, the learned counsel appearing for Applicant. Mr. Gavnekar, the learned counsel appearing for the Respondent-Zilla Parishad, on instructions, submits that there is no dispute about existence of arbitration agreement. Clause 19.3 of the

Tender provides for a 3-Member Arbitral Tribunal including a Techno-legal Consultant with minimum 15 years of experience. The parties have agreed and consented for appointment of a sole Arbitrator, who is Former Judge of this Court. To suggestion made by this Court for appointment of Mr. Justice A.A. Sayed, Former Chief Justice of Himachal Pradesh, both the learned counsel, on instructions, have consented.

3. Accordingly, following order is passed.

A) Shri Justice A.A. Sayed, Former Chief Justice of Himachal Pradesh High Court is hereby appointed as sole Arbitrator to adjudicate upon the disputes and differences between the parties arising out of the Tender. The contact details of the learned sole Arbitrator are as under:

Office Address:	American View Bungalow, Oomer Park, (Opp. Tata Garden) Bhulabhai Desai Road, Warden Road, Mumbai – 400 026.
Mobile No:	98200 71240.
Email ID:	sayamjad@gmail.com

B) A copy of this order be communicated to the learned sole Arbitrator by the Advocate for the Applicant within a period of one week from the date of uploading of this order. The Applicant shall provide the contact and communication particulars of the parties to the Arbitral Tribunal alongwith 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 Arbitration 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 by him, to obtain appropriate direction with regard to conduct of the arbitration including fixing a schedule for pleadings, examination of witnesses, if any, schedule of hearings etc.

E) The fees of the learned sole Arbitrator shall be as prescribed under the Bombay High Court (Fee Payable to Arbitrators) Rules, 2018 and the arbitral costs and fees of the Arbitrator shall be borne by the parties in equal portion and shall be subject to the final Award that may be passed by the Tribunal.

4. All issues on merits are expressly kept open to be agitated before the Arbitral Tribunal appointed as above.

5. With the above directions, Commercial Arbitration Application is **allowed and disposed of**. There shall be no order as to costs.

(SANDEEP V. MARNE, J.)