

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 479 OF 2016**

IN

SUIT NO. 1418 OF 2012

Kamal J. Sheth and another ... Applicants

Versus

Hari A. Ramnani and others ... Respondents

WITH

NOTICE OF MOTION NO. 213 OF 2013

NOTICE OF MOTION NO. 1481 OF 2012

IN

SUIT NO. 1418 OF 2012

.....
Mr. Dinesh Purandare, Senior Advocate alongwith Mr. Kunal Mehta, Ms. Manorama Mohanty, Ms. Malika Mondal and Ms. Mallikarjun Kawaddevi instructed by S. K. Srivastav and Co., Advocate for the Plaintiff.

Mr. Naushad Engineer, Senior Advocate alongwith Ms. Nidhi Chheda, Ms. Mehak, Ms. Ayushi Agarwal and Ms. Lakshita P, Advocate for the Defendants No. 2 to 6.

Mr. Sachin Mhatre, Advocate for Sailee Developers.

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CORAM : ABHAY AHUJA, J.

DATE : 13 AUGUST 2025

PC. :

1. This matter has been fixed at 3.30 p.m.
2. When the matter is called out, one Mr. Mhatre, Advocate for

Sailee Developers, appears and tenders across the bar, order dated 2nd August 2025 of the sole Arbitrator – Former Judge of this Court, Justice Mr. S.J. Kathawalla, submitting that until and unless the Notice of Motion is decided, the arbitration proceedings cannot be proceeded with.

3. The said order is taken on record.

4. Thereafter, Mr. Purandare, learned Senior Counsel, has addressed this Court on behalf of the Plaintiff and during the course of his arguments, has proposed a way out on the issue as to who would represent the Defendant No.6 in the arbitration proceedings.

5. Mr. Engineer, learned Senior Counsel, appearing for the Defendants No.1 to 4 seeks some time to consider the same, submitting however that in case the said proposal is not accepted, this Court may hear the Notices of Motion.

6. Accordingly, at the request of the learned Senior Counsel, list on **10th September 2025 at 3.30 p.m..**

(ABHAY AHUJA, J.)