



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

(902) EXECUTION APPLICATION NO.23 OF 2015
WITH
CHAMBER SUMMONS NO.570 OF 2015

L & T Finance Ltd. ...Applicant
Versus
Kasu Venkateswara Rao & Anr. ...Respondents

WITH
INTERIM APPLICATION NO. 1918 OF 2019

L & T Finance Ltd. ...Applicant
Versus
Jalapally Venkateswarly ...Respondent

AND
(903) EXECUTION APPLICATION NO.44 OF 2015

Kotak Mahindra Bank Ltd. ...Applicant
Versus
T. Viswanathan & Anr. ...Respondents

WITH
CHAMBER SUMMONS NO. 204 OF 2014

Kotak Mahindra Bank Ltd. ...Applicant
Versus
T. Viswanathan & Anr. ...Respondents

AND
(904) EXECUTION APPLICATION NO.67 OF 2015
WITH
INTERIM APPLICATION NO. 534 OF 2020

M/s. Shriram City Union Finance Ltd. ...Applicant
Versus
Ramesh Tukaram Khedekar & Anr. ...Respondents

AND
(905) EXECUTION APPLICATION NO.70 OF 2015
WITH



INTERIM APPLICATION NO.537 OF 2020

M/s. Shriram City Union Finance Ltd. ...Applicant
Versus
Bharat Narsi Pandit & 2 Ors. ...Respondents

AND

**(906) EXECUTION APPLICATION NO.543 OF 2015
WITH
CHAMBER SUMMONS NO. 201 OF 2015**

L & T Finance Limited ...Applicant
Versus
Harendra Chhaganbhai Patel & Anr. ...Respondents

AND

**(907) EXECUTION APPLICATION NO.545 OF 2015
WITH
CHAMBER SUMMONS NO. 179 OF 2015**

L & T Finance Ltd. ...Applicant
Versus
Riyaz Mahfuz Ahmad & Anr. ...Respondents

AND

**(908) EXECUTION APPLICATION NO.730 OF 2015
WITH
CHAMBER SUMMONS NO. 40 OF 2015**

Integro Finserv Priavate Limited ...Applicant
Versus
Satish Sharma & Maneeta Sharma ...Respondents

AND

**(909) EXECUTION APPLICATION NO.1651 OF 2015
WITH
CHAMBER SUMMONS NO. 617 OF 2015**

L & T Finance Ltd. ...Applicant
Versus
Siva Earth Movers & Anr. ...Respondents



AND
(910) EXECUTION APPLICATION NO.2029 OF 2015
WITH
CHAMBER SUMMONS NO. 654 OF 2018

M/S. Indusind Bank Ltd. ...Applicant
Versus
M/S. Kaizen Wheels P. Ltd. & Anr. ...Respondents

AND
(911) EXECUTION APPLICATION NO.2395 OF 2015
WITH
CHAMBER SUMMONS NO.258 OF 2015

Integro Finserv Private Limited ...Applicant
Versus
B Y Rajeshwar Singh & 2 Ors. ...Respondents

None for the parties.

CORAM : JITENDRA JAIN, J.
DATE : 19 JUNE 2026

P.C.:

1. None for the parties.
2. These matters have been listed in view of the decision of the Hon'ble Supreme Court in the case of *Bhadra International (India) Pvt. Ltd. and Others vs. Airports Authority of India*¹ where the Hon'ble Supreme Court has observed that unilateral appointment of arbitrator is void ab initio and the ineligibility can be raised at any stage and even in execution.
3. Since in these matters it has been found by the office of the Prothonotary & Senior Master of this Court that the appointment of the sole arbitrator has been unilateral. In view of the above decision of the Hon'ble Supreme Court, the respective arbitral awards stand set aside

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and the Commercial Execution Applications / Execution Applications, and connected Interim Applications as well as the Chamber Summons, if any, accordingly stand dismissed / disposed.

4. It would be open to the parties to initiate fresh arbitration proceedings in accordance with law.

5. As far as limitation is concerned, the period from the invocation of the arbitration till today be excluded in initiating fresh arbitration proceedings.

6. Liberty to apply in the event there exists an express agreement in writing in terms of proviso to Section 12(5) of the Arbitration and Conciliation Act, 1996 (the “said Act”) waiving the ineligibility of the sole arbitrator or the right to object under Section 12(5) of the said Act.

[JITENDRA JAIN, J.]