

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMMERCIAL ARBITRATION PETITION NO.394 OF 2022

WITH

INTERIM APPLICATION NO.4690 OF 2022

IN

COMMERCIAL ARBITRATION PETITION NO.394 OF 2022

Hindustan Petroleum Corporation Limited ...Petitioner

Versus

Sai Wardha Power Generation Private Limited ..Respondents

Mr. Venkatesh Dhond, Senior Advocate a/w. Mr. Prasad Shenoy, Ms. Aditi Thakur & Mr. Agneya Gopinath i/b. Cyril Amarchand Mangaldas, Advocate for Petitioner/Applicant.

Mr. Zal Andhayarujina, Senior Counsel a/w. Mr. Farhan Dubash, Ms. Dipali Sheth, Mr. Shubham Mehta, Mr. Sonesh Jain & Ms Serena Jethmalani i/b. Eternity Legal, Advocate for Respondent.

CORAM: SOMASEKHAR SUNDARESAN, J.

DATE : FEBRUARY 5, 2025

PC :

1. This is a Petition filed under Section 34(2) of the Arbitration and Conciliation Act, 1996 (*“the Act”*).

2. Heard Learned Counsel for the parties for an overview of the matter. Based on the nature of the issues involved and bearing in mind the scope of jurisdiction under Section 34(2) of the Act, Learned Counsel have graciously agreed that the Petitioner shall take not more than **30 minutes** and the Respondents shall take no longer than **30 minutes** for verbal arguments in the matter.

3. Towards this end, the parties shall file a short Note on Submissions, not exceeding five pages, along with page and case law references, focusing on the scope of Section 34(2) of the Act, and setting out the manner in which the points canvassed by them ought to be accepted by this Court.

4. It is made clear that the time commitments made above shall bind the parties, and such time shall be utilized at the discretion of the Counsel for verbalizing the pivotal submissions, resting assured that the rest of their contentions from their Note on Submissions, would be dealt with by the Court.

5. With the aforesaid commitments, stand over to ***April 1, 2025***, for final hearing and disposal.

6. 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.

[SOMASEKHAR SUNDARESAN, J.]