



Iresh

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION PETITION (L) NO. 34865 OF 2023

M/s. XYLEM Integrated Solution Pvt Ltd ...Petitioner

Versus

Sasan Power Limited ...Respondent

Mr. Jehaan Mehta i/b Meiron B. Damania (King Stubb & Kasiva) for the petitioner

Mr. Sarosh Bharucha a/w Mr. D. J. Kakalia, Ms. Bhavna S. Jaipuria and Mr. Paresh Patkar i/b Mulla and Mulla & Craigie Blunt and Caroe for respondent no. 1

CORAM : GAURI GODSE, J.

DATE : 28th DECEMBER 2023
(VACATION COURT)

P.C. :

1. Not on board. Taken on board.
2. This application is moved on behalf of respondent no. 1 by way of a praecipe seeking clarification with respect to the ad-interim injunction granted by this Court on 19th December 2023.
3. Learned counsel for respondent no. 1 submits that order dated 19th December 2023 and the petition was served upon respondent no.



1 on 26th December 2023. He further submits that bank guarantee dated 14th February 2023 issued by respondent no. 2 at the behest of the petitioner is expiring on 31st December 2023. He further states that in view of the same, this praecipe is moved for issuing directions of extension of bank guarantee.

4. Learned counsel for the petitioner on instructions makes a statement that the petitioner will extend the bank guarantee dated 14th February 2023, till 18th January 2024.

5. In view of the aforesaid statement made on behalf of the petitioner, no clarification or directions are required to be issued at this stage. The notice issued in Arbitration Petition is already made returnable on 18th January 2024.

6. It is made clear that the aforesaid statement made on behalf of the petitioner is without the prejudice to the rights and contentions of the parties.

7. Needless to state that the Ad-interim relief as per order dated



506.34865.23 ar 02.18 HC-OS:9432

19th December 2023 shall remain in force till the returnable date i.e.
18th January 2024.

[GAURI GODSE, J.]