

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

IN ITS COMMERCIAL DIVISION

COMMERCIAL ARBITRATION APPLICATION NO.412 OF 2026

Yeoman Marine Services Pvt. Ltd. Applicant

Versus

Vayuduth Enterprises and Anr. Respondents

Mr. Vividh Tandon i/b. Mr. Mehul Thakker for the Applicant.

None for the Respondents.

CORAM : GAUTAM A. ANKHAD, J.

DATE : 21st OCTOBER 2026.

P.C. :

1. The Applicant has filed this Application under Section 11(6) read with Sections 14 and 15 of the Arbitration and Conciliation Act, 1996 seeking appointment of a substitute Sole Arbitrator in view of the resignation of the previously appointed Arbitrator.

2. The disputes between the parties arise under the Purchase Order dated 19th April, 2023 issued by the Applicant in favour of Respondent No.1. The Arbitration Agreement is at Clause (c) of the Purchase Order. By an order dated 24th April, 2025, passed in Arbitration Application No.74 of 2025, this Court had appointed the learned Sole Arbitrator to adjudicate all

disputes and differences under the Purchase Order. The Respondent, through its Advocate, participated in the Arbitration. Thereafter, on 13th February, 2026, the learned Sole Arbitrator expressed his inability to continue as an Arbitrator. It is in these circumstances that this Application is filed.

3. I have perused the record and, in view of the resignation, the substitute Sole Arbitrator is required to be appointed.

4. Mr. Tandon, learned counsel for the Applicant, submits that this Application has been served on the Respondents and tenders an affidavit of service dated 17th August, 2026 confirming the service of this Application by Post as well as by electronic mode. Mr. Tandon further submits that notice of today's hearing has also been given to the Respondents and tenders screenshots of the WhatsApp message informing the Respondents and their Advocate of today's hearing. The same are taken on record and marked as 'X' and 'X-1' for identification.

5. Considering the averments and the fact that this is only an Application for substitution, this Application is allowed in terms of prayer clauses (a), (b) and (c). Mr. Jamsheed Master, learned Advocate practising in this Court, is appointed as an Arbitrator and shall proceed with the

arbitral proceedings from the stage at which the mandate of the previously appointed Sole Arbitrator is terminated, in terms of the order dated 24th April, 2025.

[GAUTAM A. ANKHAD, J.]