

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL NO(S). OF 2026
(@ SPECIAL LEAVE PETITION (C) NO(S). OF 2026)
(DIARY NO.30419 OF 2026)**

HARIOM PROJECTS PVT. LTD. ... APPELLANT(S)

VERSUS

MILITARY ENGINEER SERVICES & ANR. ... RESPONDENT(S)

O R D E R

1. **Delay condoned.**
2. **Leave granted.**
3. **The present appeals are directed against the order dated 08.08.2025 passed by the High Court by which High Court has appointed Mr. B. Poyaamozhi, Retired Development Advisor, Ministry of Shipping, an empaneled Arbitrator of Ministry of Defence as the Sole Arbitrator to adjudicate upon the disputes and differences between the parties. The appellant has also assailed the validity of the order dated 08.08.2025 by which the review petitions preferred by the appellant have been**

disposed of. These appeals have been filed on the ground that in the petitions under Section 11 of the Arbitration and Conciliation Act, 1996, the appellant had sought for the appointment of a neutral Arbitrator.

4. We have heard learned counsel for the parties. Learned counsel for the parties jointly submit that three disputes are pending between the parties arising out of different contracts in respect of works to be carried out in Daman, Karwar in the State of Karnataka and Mumbai. It is jointly submitted that to adjudicate the three different disputes, three separate Arbitrators, from the panel of Arbitrators of the Bombay High Court, be appointed.

5. In view of consensus arrived at between the parties and in order to ensure that independent Arbitrators are appointed, the impugned order dated 08.08.2025 is set aside. We appoint the following three Arbitrators with the consent of the parties.

Arbitration	Particulars of the	Name of the
-------------	--------------------	-------------

Application No.	Contract	Arbitrator
Arbitration Application No. 106 of 2024 (Daman)	Contract Agreement No. CENM-14 of 2016-17 - Provision of Deficient Married Accommodation (Phase-II) at ICGAS Daman.	Mr. Justice R.D. Dhanuka, former Chief Justice, High Court of Bombay
Arbitration Application No.92 of 2024 (Karwar)	Contract Agreement No. CENM-30 of 2014-15- Construction of School Building etc. at KV Project, Seabird, Karwar, Karnataka	Mr. Justice R.Y. Ganoo, former Judge, High Court of Bombay.
Arbitration Application No.78 of 2024 (Mumbai)	Contract Agreement No. CENM-73 of 2013-14- Provision of 48 deficient MD Type-II accommodation for Naval Dockyard Civilians at NCHC Ulhasnagar, Mumbai	Mrs. Sayali Tejesh Dande, former Civil Judge (Senior Division), Bombay.

6. Needless to state that it would be open for the Arbitrators to fix the venue of the Arbitration proceedings with the consent of the parties.

7. Accordingly, the appeals are disposed of.

..... J.
[PAMIDIGHANTAM SRI NARASIMHA]

..... J.
[ALOK ARADHE]

NEW DELHI;
SEPTEMBER 3, 2026.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 30419/2026

[Arising out of impugned final judgment and order dated 08-08-2025 in CAA No. 92/2024 08-08-2025 in CAA No. 106/2024 08-08-2025 in CAA No. 78/2024 07-05-2026 in RPCD(L) No. 29632/2025 07-05-2026 in RPCD(L) No. 29667/2025 07-05-2026 in RPCD(L) No. 29721/2025 passed by the High Court of Judicature at Bombay]

HARIOM PROJECTS PVT. LTD.

Petitioner(s)

VERSUS

MILITARY ENGINEER SERVICES & ANR.

Respondent(s)

IA No. 165787/2026 - CONDONATION OF DELAY IN FILING

IA No. 165788/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 03-09-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) : Mr. Shamik Sanjanwala, Adv.
Mr. Abhinav Singh, AOR
Mr. Aditya Tripathi, Adv.
Ms. Shubhangi Agarwal, Adv.

For Respondent(s) : Ms. Archana Pathak Dave, ASG
Mr. Vijay Awana, Adv.
Mr. S. N. Terdal, Adv.

(Name of Ld. ASG is not mentioned in appearance)

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The civil appeals are disposed of in terms of the signed order.
3. Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
ASTT. REGISTRAR-cum-PS

(NIDHI WASON)
ASSISTANT REGISTRAR

(Signed order is placed on the file)