



Abhay Nevagi & Associates

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# Impact of International Jurisdictions

## BACKGROUND

An MNC based in Singapore, handling a construction project in Singapore was sourcing materials from an Indian company in Pune, Maharashtra. As per the contracts, the jurisdiction was confined to courts in Singapore. The Indian company had given a BG which was invoked by the MNC through its bankers.

## CHALLENGES

- The matter had to be confined to courts in Singapore and not to continue in the Civil Court in Pune.

## STRATEGY

- An application was filed seeking reference of the dispute to arbitration in Singapore.
- An application to set aside the ad-interim stay order.
- Emphasis on the fact that exclusive jurisdiction was given to courts in Singapore by mutual consent.
- It was pointed out that the ad-interim stay order of the SC was without jurisdiction.
- A number of relevant cases in India were referred to

## IMPACT

- The Court ordered the suit to be referred to arbitration in Singapore.
- The plaint was returned to the Indian vendor.