



Arbitration Survey 2026 INSIGHTS



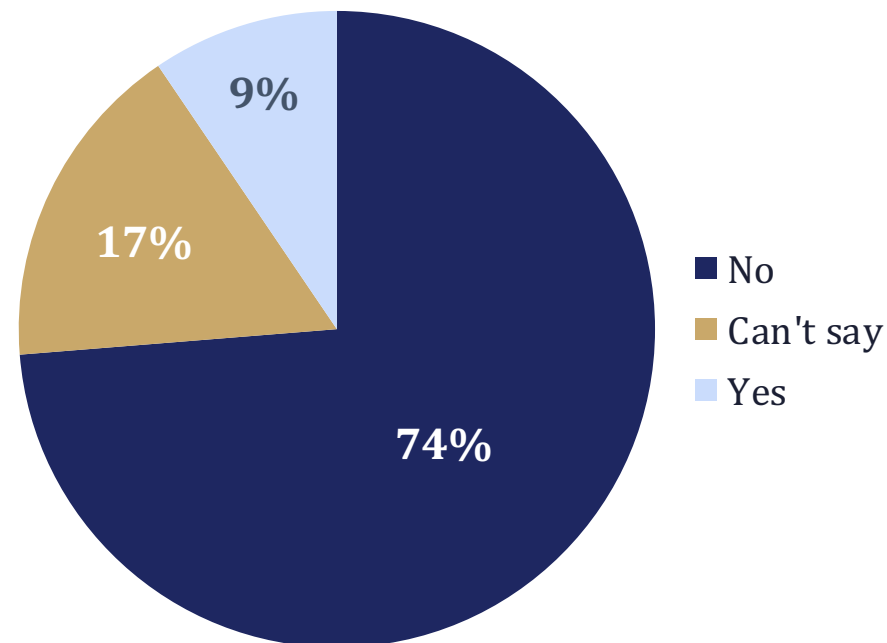
BCLP.



1 Should domestic public procurement disputes (>INR 10 crore) be excluded from arbitration?

74% No

Nearly three-quarters of respondents oppose carving public-procurement disputes over INR 10 crore out of arbitration, suggesting limited practitioner appetite for the Ministry of Finance's June 2024 memorandum.

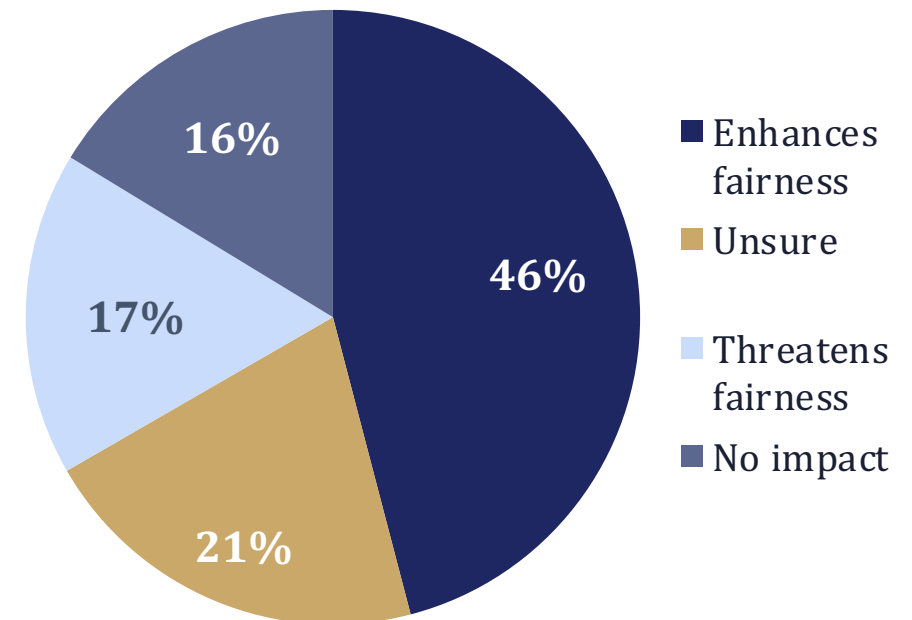


2

Does AI in arbitration threaten or enhance procedural fairness?

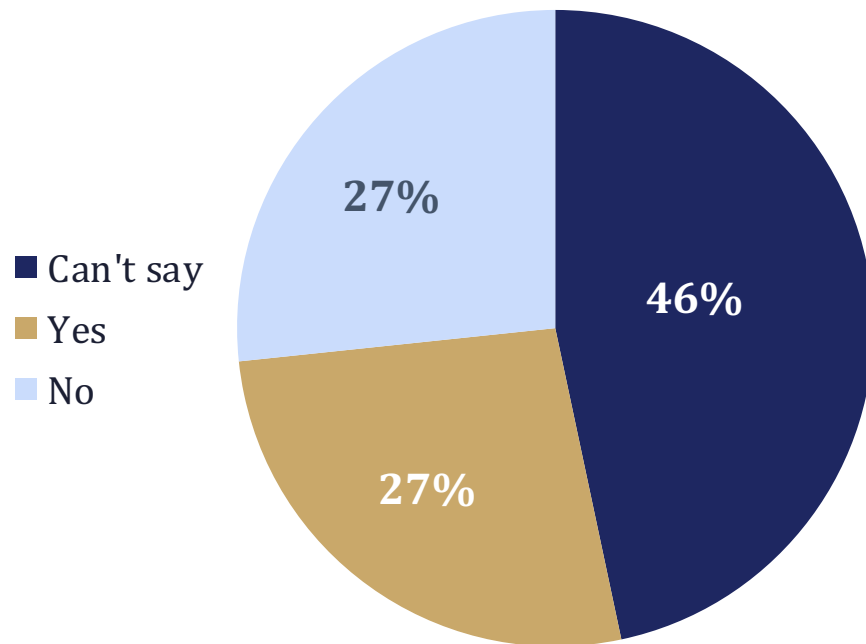
45.9% Enhances fairness

46% see AI as enhancing procedural fairness versus 17% who see it as a threat. The remaining 37% are split between undecided (21%) and seeing no impact (16%).



3

Does attending arbitration conferences aid in getting arbitrator appointments?



46%

Can't say

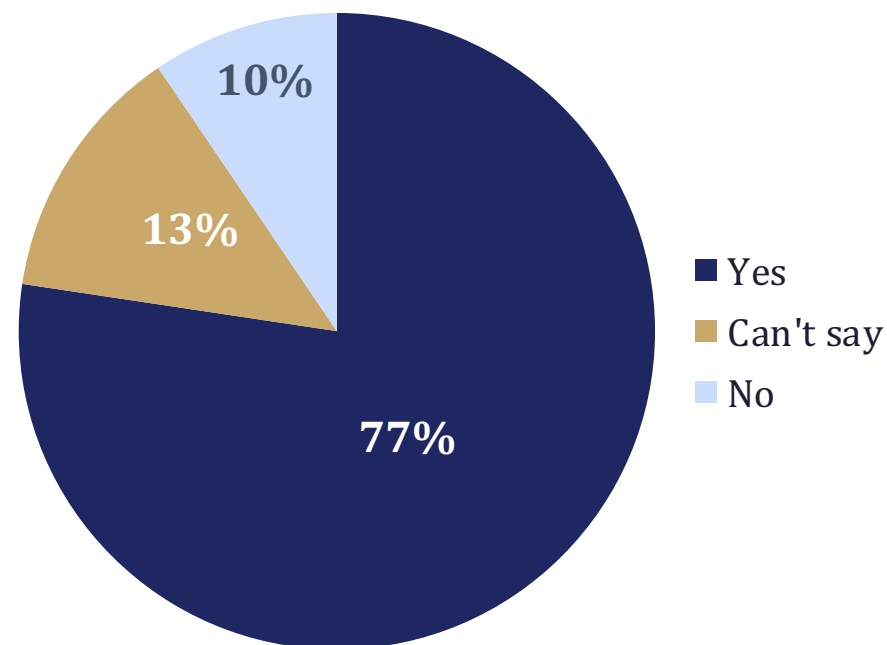
Opinion is split and largely uncertain: nearly half can't say whether conference attendance helps secure arbitrator appointments, and "Yes" and "No" are tied at 27% each.

4

Should there be a statutory regime for third-party funding in India?

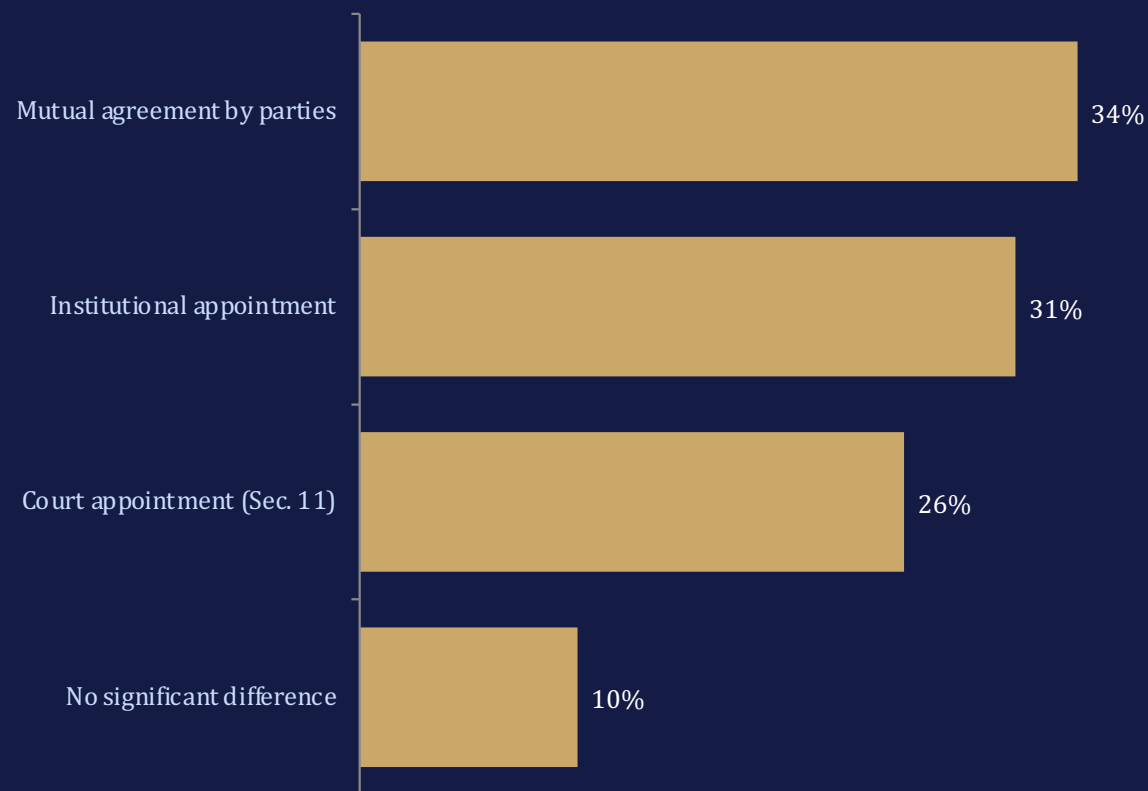
77.4% **Yes**

Strong support for regulatory clarity: over three-quarters of respondents want a statutory regime expressly recognizing and regulating third-party funding in India, with only 1 in 10 opposed.



5

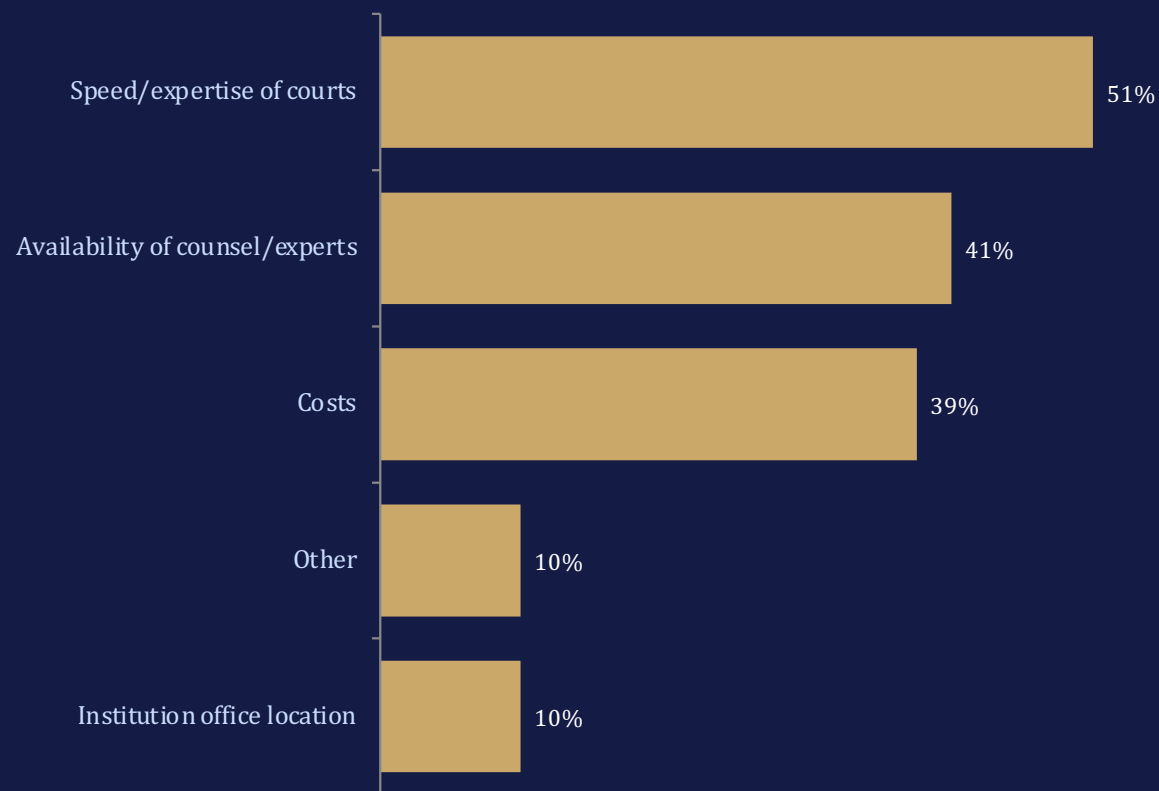
Most efficient way to appoint an arbitrator



Party-driven, mutually agreed appointments (34%) narrowly edge out institutional appointment (31%) as the method practitioners rate most efficient. Court appointment under Section 11 is close behind at 26%, while just 10% see no real difference between methods.

6

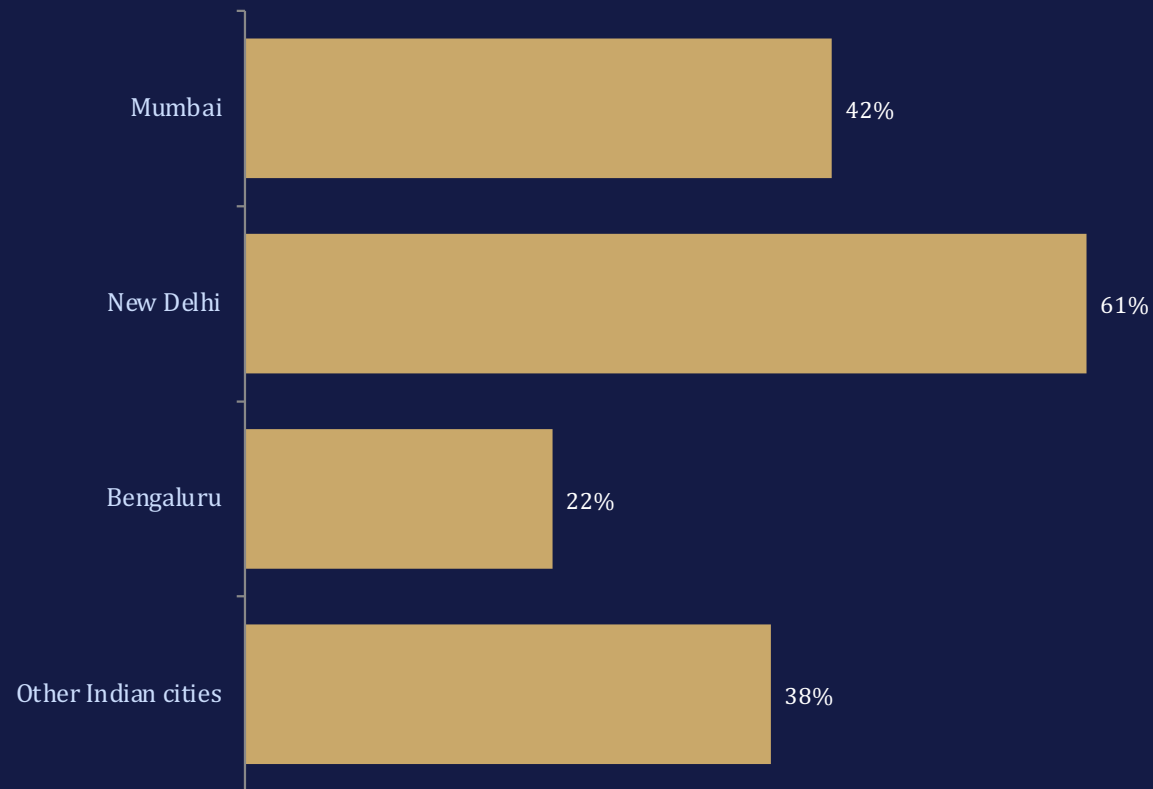
Most influential factor in choosing a seat in an Indian city



Speed, consistency and expertise of the supervisory courts is the single most-cited factor in choosing an Indian seat city (51%), ahead of availability of counsel/experts (41%) and cost (39%). Institution office location and “other” factors trail well behind at 10% each. (Multi-select — shares don't sum to 100%.)

7

City which is the most preferred seat in India (Mumbai / New Delhi / Bengaluru / Other India)



New Delhi has the highest reported seat experience among respondents, with 61% of respondents having handled at least one arbitration there, followed by Mumbai (42%) and other Indian cities (38%). Bengaluru trails at 22%.