

- iii. The Complaint in the above Suit shall be treated as Statement of Claim of the Plaintiff and the Notice of Motion No. 763 of 2015 shall be treated as Application under Section 17 of the Arbitration & Conciliation Act, 1996 by the learned Arbitrator.
- iv. The parties shall appear before the learned Arbitrator in his chambers, on 17th December, 2015 at 9.30 a.m. and obtain necessary directions.
- v. The cost of arbitration shall initially be borne by the parties equally.
- vi. All contentions of the parties are kept open.
- vii. The venue of Arbitration shall be at Mumbai.

The above Suit as well as Notices of Motion are accordingly disposed of.

(S.J.KATHAWALLA, J.)