

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION APPLICATION NO.202 OF 2016**

Gammon India Limited	...	Applicant
versus		
Union of India through		
Ministry of Railways,		
Western Railways	...	Respondents

Mr. Shyam Kapadia with Ms. Smruti Kanade i/by M/s. Negandhi Shah and Himayatullah, for Applicant.
Mr. Suresh Kumar, for Respondent.

**CORAM: S.J. KATHAWALLA, J.
DATE: 14th OCTOBER, 2016**

P.C.:

1. Heard the learned Advocates appearing for the parties. By an order dated 25-02-2016, Mr. Sanjay Kothari was appointed as the third/Presiding Arbitrator to decide the disputes between the parties. Mr. Sanjay Kothari, Advocate, has now expressed his inability to act as an Arbitrator in the matter. In view thereof, Mr. Jimmy Avasia, Advocate, is appointed as the third/presiding arbitrator to decide the disputes between the parties arising out of the Agreement dated 16th March, 2001.
2. The disclosure of Mr. Jimmy Avasia, Advocate under Section 11 (8) read with Section 12 (1) of the Arbitration and Conciliation Act, 1996 is taken on record.
3. The above Arbitration Application is accordingly disposed of.

(S.J.KATHAWALLA, J.)