

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***ORDINARY ORIGINAL CIVIL JURISDICTION*****IN IT'S COMMERCIAL DIVISION****COMM.NOTICE OF MOTION NO. 564 OF 2017****IN****COMM. ARBITRATION PETITION NO. 463 OF 2017****ALONGWITH****COMM. ARBITRATION PETITION NO. 463 OF 2017****Maharashtra State Electricity Distribution
Company Limited****..... Applicant
(Org. Petitioner)****IN THE MATTER BETWEEN****Maharashtra State Electricity Distribution
Company Limited****..... Petitioner****VERSUS****M/s.Bombay Wire Products****..... Respondent**

Mr.M.S.Doctor, Senior Advocate, i/b. Legasis Partners for the
Petitioner/Applicant.

Mr.Abhijit Desai for the Respondent.

CORAM : R.D.DHANUKA, J.**DATE : 21st DECEMBER, 2017****P.C.**

Matter is mentioned. Not on board.

2. Without prejudice to the rights and contentions of the parties, the applicant seeks to deposit the entire awarded sum with interest in this Court within one week from today. Statement made by the learned senior counsel for the applicant is accepted.

3. Office is directed to accept the amount and shall invest the said amount in the fixed deposit of a nationalized bank initially for a period of one year and for a like period after obtaining further orders from this court.

4. In view of the statement made by the learned senior counsel for the applicant, notice of motion is made absolute in terms of prayer clauses (a) and (b). It is made clear that if the amount is not deposited, the order passed by this Court granting stay to stand vacated without further reference to Court.

5. It is made clear that the amount deposited by the petitioner is also subject to the issue of territorial jurisdiction of this Court raised by the respondent which can be decided by this Court at the stage of admission of the arbitration petition. No order as to costs.

6. Place the arbitration petition on board for admission on **18th January, 2018.**

(R.D.DHANUKA, J.)