

dated 21st February, 2018 in *Ganesh Benzoplast Limited v. Bharat Petroleum Corporation Limited*, *Commercial Arbitration Petition No. 236 of 2017* alongwith several other Arbitration Petitions holding that, the provisions of Sections 34(5) and 34(6) of the Act are directory and not mandatory and that the Court has ample power to direct the Respondents after the Petitioner files the Arbitration Application under Section 34(1) and before such Petition is heard by the Court at the stage of admission was not pointed out to the learned Judge.

5. I am in agreement with a view taken by R.D. Dhanuka, J. In view thereof, the order passed by the District Judge-6, Pune dated 13th December, 2017 dismissing the Arbitration M.A. No.460 of 2017 is set aside. The parties shall appear before the Learned District Judge-6, Pune on 2nd July, 2018 at 11.00 a.m. and the Learned District Judge-6, Pune shall dispose off the Arbitration M.A. No.460 of 2017 within a period of four weeks from the date of this order. In view of this order, the above Arbitration Appeal stands disposed off.

(S.J.KATHAWALLA,J.)