

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

ARBITRATION PETITION NO. 130 OF 2017

M/s. D.J. Malpani

... Petitioner

Versus

Kenersys India Private Limited

... Respondent

Mr. Hemant Telkar for the Petitioner.

Mr. Pranav Sampat alongwith Mr. Haabil Vahanvaty instructed by Khaitan & Co. for the Respondent.

CORAM: S.J. KATHAWALLA, J.

DATED : 8th JANUARY, 2018

P.C.:

1. Heard the Learned Advocates appearing for the parties. The following order is passed, by consent :-

(a) Hon'ble Mr. Justice Mohit Shah, former Chief Justice of this Court is appointed as the sole Arbitrator to decide the disputes between the parties arising out of the Letter of Intent dated 19th September, 2014 and three purchase orders dated 7th October, 2014.

(b) The disclosure of Hon'ble Mr. Justice Mohit Shah, former Chief Justice of this Court under Section 11(8) read with Section 12(1) of the Arbitration and Conciliation Act, 1996 as amended by Act No.3 of 2016 of the Arbitration and Conciliation (Amendment) Act, 2015 is taken on record.

(c) The venue of arbitration shall be at Mumbai.

- (d) The cost of arbitration shall initially be borne by the parties equally.
 - (e) All contentions of the parties are kept open.
2. In view of this order, the above Arbitration Petition is disposed off.

(S.J.KATHAWALLA, J.)