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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

ARBITRATION PETITION NO.446 OF 2013

Sarbi Petroleum And Chemicals Pvt. Ltd.	Petitioner
vs	
Hindustan Petroleum Corporation Limited	...Respondent

.....
Mr. Swanand Ganoo, i/b. Rajesh Ravindran, for the Petitioner.

Mr. S.R. Page, for the Respondent.

.....
CORAM : S.C. GUPTE, J.

DATED: 30 NOVEMBER, 2018

P.C.:

. After the matter is heard at some length, it is agreed between learned Counsel for both parties that the arbitration petition may be disposed of by setting aside the impugned award and referring the matter to a new arbitrator for a fresh hearing in accordance with law. The impugned award is, accordingly, set aside and by consent of parties, Mr. Justice J.P. Devadhar (Retd.) is appointed as a sole arbitrator to adjudicate upon the disputes between the parties forming the subject matter of the present petition. The parties shall be entitled to proceed before the learned arbitrator on the same pleadings and evidence, with liberty, however, to file such additional pleadings and tender such additional evidence as they may choose to do. All rights and contentions of the parties on merits are kept open. The petition is disposed of accordingly.

(S.C. GUPTE, J.)