

Mr. Sharan Jagtiani with Mr. Farid Karachiwala, Mr. Sahil Saiyed, Mr. Bahraiz Irani i/by M/s. Wadia Ghandy and Co., for Petitioner.
Mr. Vikas Rele i/by Mr. Sameer Bhalekar, for Respondent No.1.

DATE: 12th APRIL, 2018

1. Heard the learned Advocates appearing for the parties and the following order is passed by consent :

(ii) The disclosure of Mr. Rashmin Khandekar, Advocate under Section 11 (8) read with Section 12 (1) of the Arbitration and Conciliation Act, 1996 as amended by the Arbitration and Conciliation (Amendment) Act, 2015 (3 of 2016) is taken on record.

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on 14th April, 2018 at 11.00 a.m. and obtain necessary directions.

(iv) The present Petition filed under Section 9 shall be treated as a Petition under Section 17 of the Act by the learned Arbitrator and the learned Arbitrator shall endeavour to dispose of the same within a period of 8 weeks from the date of this order.

(v) The order dated 6th April, 2018 passed in the above Petition shall continue till disposal of the Application under Section 17 and two weeks thereafter.

(vi) The Respondents shall be at liberty to file a counter claim before the learned Arbitrator.

(vii) The learned Arbitrator shall not grant adjournments to the parties unless absolutely necessary.

(viii) All contentions of the parties are kept open.

(ix) It is agreed that the cost of the arbitration shall be borne in the ratio 50:50 only by the partners (with Kantilal Gada bearing 50% costs and Mr. Rajendra Shah and Aruna Shah bearing 50% costs).

(x) The venue of Arbitration shall be at Mumbai.

(xi) In view of this order, the above Arbitration Petition is disposed of.

(S.J.KATHAWALLA,J.)