

*authenticated by the Learned Associate of this Court.
Stand over to 9th February, 2018. ”*

2. The disclosure filed by Ms. Nelly Mehta, 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.

3. Though a copy of the order dated 24th January, 2018 is served on the Respondents and an Affidavit proving service to that effect is filed in Court, the Respondents are not present in Court. In view thereof, I proceed to pass the following order :

(i) Ms. Nelly Mehta, Advocate is appointed as a sole arbitrator to decide the disputes between the Applicant and Respondents arising out of the Loan-cum-Hypothecation Agreement 21st January, 2014.

(ii) The parties shall appear before the learned Arbitrator in her chambers, on 1st March, 2018 at 5.00 p.m. and obtain necessary directions.

(iii) The learned Arbitrator shall endeavour to pass her final Award within a period of four months from the date of this order.

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

(v) The cost of arbitration shall initially be borne by the parties equally.

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

(vii) In view of this order, the above Arbitration Application is disposed of.

(viii) A copy of this order shall be forthwith served on the Respondents by the Advocate for the Applicant by Speed Post/Registered Post A.D. and/or by hand delivery.

(S.J.KATHAWALLA, J.)