

the Arbitration and Conciliation (Amendment) Act, 2015 (3 of 2016) is taken on record.

(iii) The learned Advocate for the Respondent undertakes to file Affidavit disclosing the movables/immovable (encumbered/unencumbered) assets of the Respondent along with the particulars of encumbrances, if any, and the particulars of the bank accounts along with statements of the last three years within a period of two weeks from today.

(iv) The Respondent shall not create third party rights in respect of its movable and immovable assets without seeking prior permission of the learned Arbitrator.

(v) The present Arbitration Petition filed under Section 9 of the Act, shall be treated by the learned Arbitrator as an Application under Section 17 of the Act, and decided within four weeks from today.

(vi) The Respondent shall also be entitled to take out an Application under Section 17 of the Act and move the learned Arbitrator for ad-interim/interim reliefs. The Respondent shall also be entitled to file Counter Claim before the learned Arbitrator.

(vii) The learned Arbitrator shall endeavour to pass his final Award within a period of six months from the date of this order.

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

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

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

(xi) In view of this order, the above Arbitration Petition as well as Arbitration Application are disposed of.

(S.J.KATHAWALLA, J.)