

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
ARBITRATION APPLICATION NO.99 OF 2018
WITH
COMM. ARBITRATIN PETITION NO.487 OF 2018**

Star Agri Warehousing and Collateral Management Ltd.	...	Applicant/Petitioner
versus		
Lakshmi Vilas Bank	...	Respondents

Mr. Shashank V.Choudhary i/by Mr. Sachin V.Masurkar, for Applicant.
Mr. Amit Jajoo with Ms. Bhagyashree Lembhe i/by M/s. HSA Advocate, for
Respondent.

CORAM: S.J. KATHAWALLA, J.

DATE: 3rd AUGUST, 2018

P.C.:

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

(i) Mr. Mustafa Doctor, Senior Advocate is appointed as the sole
Arbitrator to decide the disputes between the parties arising out of the Agreement
dated 04-03-2015.

(ii) The disclosure of Mr. Mustafa Doctor, Senior 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.

(iii) The Petition filed under Section 9 of the Act before this Court shall be treated as an Application under Section 17 of the Act and decided by the learned Arbitrator at the earliest.

(iv) The parties shall appear before the learned Arbitrator in his chambers, on 7th August, 2018 at 5.00 p.m. and obtain necessary directions.

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

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

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

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

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

(x) The parties agree that this order shall in no way preclude the Courts/parties/statutory authorities/police authorities from proceeding with any other matter/complaint pending before them including FIR No.RC 9(E)/2017 – CBI/EOW/Chennai dated 06-12-2017.

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

(S.J.KATHAWALLA, J.)