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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.**

ARBITRATION PETITION NO. 232 OF 2019

Bhavnaben B. Parmar	...Petitioner
VS	
Avanse Financial Service Ltd.	...Respondent.

.....
Mr Akshat Khare, Suresh Pandey i/b Moson Le Expats for the
Petitioner
Mr Mayur Khandeparkar a/w MN.B.Kale i/b GNP Legal for the
Respondent.

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**CORAM : B.P.COLABAWALLA, J.
MARCH 08, 2019.**

P.C. :

Admit. By consent of parties taken up for hearing and
final disposal.

2 After this matter was argued for some time, Mr
Khandeparkar, the learned advocate appearing on behalf of the
Respondent (claimant before the Tribunal) stated that he has
instructions to consent to having the impugned order dated 6th
December, 2018, and which was passed ex-parte, set aside. He has
further stated that considering that this was an ex-parte order, he
will move the Arbitral Tribunal tomorrow to seek the same relief,
after giving an opportunity to the Petitioner herein (the Respondent before

the Tribunal) to be heard before any order is passed.

3 In these circumstances, the impugned order is set aside. It is clarified that the Arbitral Tribunal can pass such further orders on the application made by the claimant subject to hearing the Respondent before the Tribunal. The Arbitration Petition is accordingly disposed of. No order as to costs.

(B.P.COLABAWALLA, J.)