

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY*****ORDINARY ORIGINAL CIVIL JURISDICTION*****ARBITRATION PETITION NO. 570 OF 2016****ALONGWITH****ARBITRATION PETITION NO. 573 OF 2016****ALONGWITH****ARBITRATION PETITION NO. 575 OF 2016****Girish Vyas****..... Petitioner****VERSUS****Tata Motors Finance Ltd.****..... Respondent**

Mr.Anish Khandekar, I/b. Mr.Siddiqui Vasim Munnawar for the Petitioner.

Mr.Chinmay Gupte, I/b. M/s.Mohit Gadkari & Co. for the Respondents.

**CORAM : R.D. DHANUKA, J.****DATE : 22<sup>nd</sup> JULY, 2019****P.C.**

By consent of parties, arbitral award dated 28<sup>th</sup> October,2015 passed by the learned arbitrator are set aside. The respondent would be at liberty to appoint an arbitrator in accordance with the provisions of the Arbitration and Conciliation Act, 1996. If any arbitration agreement is invoked by the respondent, the petitioner undertakes to appear before the learned arbitrator and would not ask for any unnecessary adjournment. It is made clear that the learned arbitrator who would be appointed, would decide the matters without being influenced by the observations made and the conclusion drawn in the impugned awards. All the questions including the maintainability of the arbitration proceedings are kept open. Arbitration petitions are disposed of on the aforesaid terms. No order as to costs.

**[R.D.DHANUKA, J.]**