

4. This Court has heard the rival parties. In the light of the arbitration clause in the said agreement and the inability expressed by the learned arbitrator appointed earlier, this is a fit case for allowing the present petition.

5. Learned counsel for the rival parties, on instructions, agree for appointment of the arbitrator at Thane for resolution of the disputes.

6. Accordingly, Mr. Krishnaprasad R. Warriar, a retired District Judge available at Thane is appointed as the sole arbitrator. The contact details of the learned arbitrator are as follows:-

Mr. Krishnaprasad R. Warriar

Flat No.606, Rosabella,

Opposite Suraj Water Park,

Ghodbunder Road, Thane (West) - 400 615.

Email: krwarrierm@yahoo.com

7. The parties undertake to inform the learned Arbitrator about the order passed today.

8. Learned Arbitrator is requested to submit his consent and disclosure statement in terms of Sections 11(8) read with 12(1) of the aforesaid Act within four weeks to the Registrar (Judicial) of this Court.

9. The fees of the learned Arbitrator shall be fixed in terms of the Fourth Schedule to the aforesaid Act.

10. All questions are kept open.

11. Petition stands disposed of.

(MANISH PITALE, J.)