

ORDER

- (i) Mr. Amrut Anil Joshi, Advocate of this Court, is appointed as a sole Arbitrator to arbitrate the disputes and differences between the parties under the Development Agreement dated 28 April 2008;
- (ii) The learned sole prospective arbitrator, fifteen days before entering the arbitration reference, shall forward a statement of disclosure as per the requirement of Section 11(8) read with Section 12(1) of the Arbitration and Conciliation Act, 1996, to the Prothonotary & Senior Master of this Court, to be placed on record of this application with a copy to be forwarded to both the parties;
- (iii) At the first instance, the parties shall appear before the prospective arbitrator within 10 days from today on a date which may be mutually fixed by the prospective sole arbitrator;
- (iv) The statement of claim be filed within a period of three weeks after the parties appeared before the arbitral tribunal.
- (v) The application under Section 9 of the Act be converted to the application under Section 17 of the Act.
- (vi) All contentions of the parties on merits of the matter are expressly kept open;
- (vii) The fees payable to the arbitral tribunal shall be the fees as prescribed under the Bombay High Court (Fees payable to arbitrators) Rules, 2018;
- (viii) The fees of the arbitral tribunal shall be shared by the

parties in equal proportion;

- (ix) The application is disposed of in the above terms. No costs.
- (x) Office to forward a copy of this order to the learned Arbitrator on the following address:

“Mr. Amrut Anil Joshi, Advocate,
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Homi Modi Cross Lane,
Above Stock Exchange Post Office,
Fort, Mumbai – 400 001.
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[G.S. KULKARNI, J.]