

BEFORE HON'BLE MR. JUSTICE Y.K. SABHARWAL

I.A. NO.1 IN ARBITRATION PETITION NO.23 OF 2000

IN THE MATTER OF:

M/S. SAYAG NURSERIES
ONER(S)

PETITI

VERSUS

FERMENTA BIOTECH LIMITED
RESPONDENT(S)

(Appln.(s) for modification of Court's Order dated 23/04/2001
and office report dated 08/08/2005)

Date : 9
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A
UGUST, 2005.

PRESENT:

HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Petitioner(s):

Mr. P.H. Parekh,Adv.

Mr. Jai Munim,Adv.

Mr. Sumeet Lal,Adv.

for M/s. P.H. Parekh & Co.,Adv.

For Respondent(s): Mr. E.C. Agrawala,Adv.

O R D E R

hat the order The learned counsel for both the parties submit t
of 2000, be dated 23rd April, 2001, passed in Arbitration Petition No.23

modified in terms of the joint statement dated 9th January, 2004, Annexure
'2' to the application. By order dated 23rd April, 2001,
Mr. Justice S.B.

Majmudar was appointed as the sole Arbitrator in respect of the dispute in
question. According to the joint statement, Mr. Justice M.L. Pendse would
be the second Arbitrator with Justice S.B. Majmudar. The order dated 23rd
April, 2001 is, accordingly, modified. As agreed by the learned counsel fo
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e
the parties, it is further directed that the two Arbitrators would nominate th
e
third Arbitrator to act as a Presiding Arbitrator.

The interlocutory application is, accordingly, disposed of.

.....J.

[Y.K. SABHARWAL]