



Neha Choudhary

- PROF. M.S. BISEN
- shubh sharma
- Hariramveer Kumar
- 74 others

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Neha Choudhary (Presenting)

Section 4: Court's exercise of arbitral jurisdiction is based on the independence

Section 7: Arbitration agreement

Section 8: Arbitral award

Section 11: Award according to arbitrator's discretion only if parties don't agree

Section 16: Arbitrator can decide whether it has the power to hear the dispute. He/she has no competence and the right of jurisdiction

Section 34: Application for setting aside of an arbitral award

Section 35: Enforcing Foreign arbitral award in India - subject to international treaties

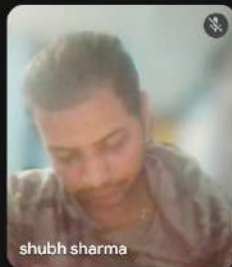
1. Arbitration agreement -

1. All or certain disputes which have arisen or which may arise between the parties
2. In arbitration clause or separate agreement
3. Must be in writing
4. Considered as writing if it is contained in - (a) a document signed by the parties (b) an exchange of letters, telex, telegram or other means of telecommunication (c) an exchange of documents of claim and defence (d) The reference to a contract in a document containing an arbitration clause

Arbitrability

Banc Allen & Hamilton Inc. v. SBI Home Finance Ltd. & Ors. [Click to open](#)

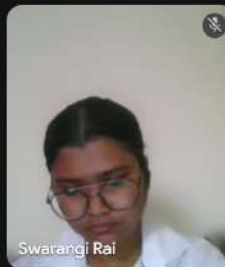
The Supreme Court ruled that **all disputes** covered under the Arbitration and Conciliation Act, 1996 are subject to being decided by arbitrator under the Act. **But First Matter Must be Subject Matter Capable of being decided by arbitrator** in the 1st & 2nd Bench.



shubh sharma



Angel Singh



Swarangi Rai



Anish Kushwaha



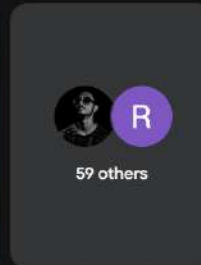
Achyut Parth



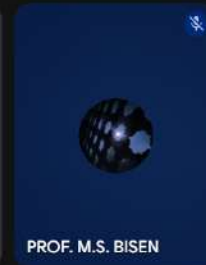
Neha Choudhary



Shivang Sharma



59 others



PROF. M.S. BIEN



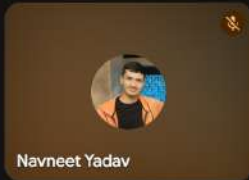
Neha Choudhary



shubh sharma



Hariramveer Kumar



Navneet Yadav



Abhijeet Roy



Ashok kumar Pandey



Achyut Parth



Swarangi Rai



Sanjay kumar Pandey



Angel Singh



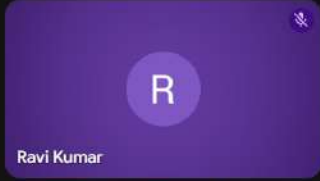
divyanshu



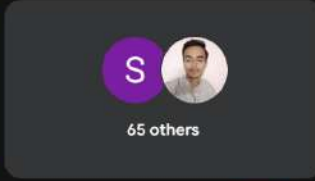
Shivang Sharma



Anand Raj



Ravi Kumar



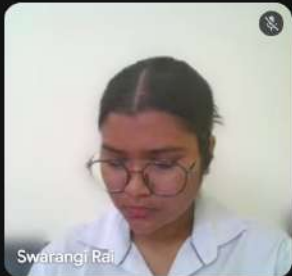
65 others



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Neha Choudhary

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71 others

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