

7 Day Course on Arbitration 2023

The flagship event of the IMC and its Arbitration Committee

Encouraged by the excellent and continuing response we at IMC have been receiving to the Arbitration Course being organized by our Chamber on an annual basis since the year 2007, we are pleased to announce that this year too, we are organizing our IMC and its Arbitration Committee's flagship program, i.e. the **"7 Day Course on Arbitration"**. This Course is devised organized and conducted by members of IMC's Arbitration Committee, which is headed by its Chair Mr. Gautam T. Mehta (practicing Counsel and Advocate, and Arbitrator) and Co-Chair Mr. Bhavesh V. Panjani (Advocate & Solicitor, and partner of M/s. Mulla & Mulla and Craigie Blunt & Caroe), together with its present Committee members.

This exhaustive Course on arbitration conducted over 14 sessions. The Main Speaker at each sessions comprise of Hon'ble Judges of the Bombay High Court, Senior Counsel and Advocates, having in-depth knowledge and expertise on the subject, who are assisted by Associate Speakers.

Eminent Main Speakers who have agreed to speak and conduct sessions this year, include Justices of the Bombay High Court - Their Lordships - The Hon'ble Mr. Justice R. D. Dhanuka, The Hon'ble Mr. Justice K. R. Shriram, The Hon'ble Mr. Justice G. S. Kulkarni and The Hon'ble Mr. Justice Manish Pitale; and The Hon'ble Mr. Justice S. C. Gupte (Retd.); Senior Advocates - Mr. Janak D. Dwarkadas, Mr. Arif Bookwala, Mr. S. U. Kamdar, Mr. Pradeep Sancheti, Mr. Ketan Parikh, Mr. Rajiv Kumar and Mr. Rahul Narichania; and Advocates - Mr. Anant Shende and Mr. Gautam T. Mehta.

This course was initially developed under the guidance of past Arbitration Committee Chairman of several years Late Mr. D. M. Popat (Advocate & Solicitor, and Senior Partner of M/s. Mulla & Mulla and Craigie Blunt & Caroe) until his demise in December 2015 and was implemented by the Committee members Advocate & Counsel Mr. Gautam T. Mehta (the present Chairperson) and Sr. Advocate & Counsel Mr. Ketan Parikh, jointly with various other dedicated Committee members such as Mr. Bhavesh V. Panjani, amongst others; with active assistance of committee members, including **Sr. Advocates** - Mr. Janak Dwarkadas and Mr. Rajiv Kumar; **Advocate** - Mr. Anant Shende; **Advocates - Counsel** Mr. Kirti Munshi, Mr. Naushad Engineer and Mr. Harsh Moorjani; **Advocates** - Prof. Dr. Ms. Mohana Raje, Mr. Prashant D. Popat (Sr. Partner M/s. ALMT Legal, Bangalore), Mr. Rakesh Mandavkar (M/s. Mulla & Mulla and Craigie Blunt & Caroe), Mr. Shikhil Suri (Partner M/s. Suri & Suri Law Offices, New Delhi) and Mr. Satyan Israni (Partner M/s. S D Israni Law Chambers); **Advocates & Solicitors** - Mr. Raj Panchmatia (Partner M/s. Khaitan & Co., Mumbai), Mr. Rohan Dakshini (Partner M/s. Rashmikant & Partners).

This Course is of immense knowledge, learning and value to those involved or interested in Arbitration. Certificates are issued on successful completion of the course to those participants who attend a minimum of **eleven (11) full/entire sessions** out of the entire course of fourteen (14) sessions.

In the past years, sitting Hon'ble Justices of the High Court at Bombay, former retired Hon'ble Chief Justice and Hon'ble Justices of the Supreme Court of India, and of the High Court at Bombay and other High Courts, and several eminent and leading practicing Senior Counsel, Counsel, Senior Solicitors and Advocates (knowledgeable and experienced in arbitration law and its practice) have conducted sessions and delivered lectures to the participants. Some of the **Main Speakers** who in these past several years, have very graciously given their invaluable time, knowledge and experience in conducting various sessions of this course are:

Sitting Justices of the Bombay High Court - His Lordship the Hon'ble Mr. Justice R. D. Dhanuka, His Lordship The Hon'ble Mr. Justice S. C. Gupte (since Retd.), His Lordship the Hon'ble Mr. Justice K. R. Shriram, His Lordship the Hon'ble Mr. Justice G. S. Patel and His Lordship the Hon'ble Mr. Justice G. S. Kulkarni;

Retired Justices - The Hon'ble Mr. Justice S. P. Bharucha (Retd. Chief Justice Supreme Court of India), The Hon'ble Mrs. Justice Sujata Manohar (Retd. Justice Supreme Court of India), The Hon'ble Mr. Justice B. N. Srikrishna (Retd. Justice Supreme Court of India), The Hon'ble Mr. Justice Shiavax J. Vazifdar (Retd. Chief Justice of the Punjab and Haryana High Court) and The Hon'ble (Late) Mr. Justice D. R. Dhanuka (Retd. Justice Bombay High Court);

Senior Counsel, Senior Solicitors & Advocates - Sr. Counsel Mr. Iqbal Chagla, Sr. Counsel Mr. Ashok N. Modi, Sr. Counsel Mr. Rafique Dada, Sr. Solicitor & Advocate Late Mr. D. M. Popat, Sr. Counsel Mr. Rohit A. Kapadia, Sr. Counsel Mr. Saleh H. Doctor, Sr. Counsel Mr. Edul P. Bharucha, Sr. Counsel Mr. Janak Dwarkadas, Sr. Counsel Mr. Fredun Devitre, Sr. Counsel Dr. Milind Sathe, Sr. Counsel Mr. Darius Khambata, Sr. Counsel Mr. T. N. Subramanian, Sr. Counsel Mr. Atul Rajadhyaksha, Sr. Counsel Mr. Arif Bookwala, Sr. Counsel Ms. Rajani Iyer, Sr. Counsel Mr. S. U. Kamdar, Sr. Counsel Mr. Pradeep Sancheti, Sr. Counsel Mr. Ketan D. Parikh, Sr. Counsel Mr. Rajiv Kumar, Sr. Counsel Mr. Kevic Setalvad, Sr. Counsel Mr. Rahul Narichania, Sr. Counsel Mr. Mustafa Doctor, Sr. Solicitor & Advocate Mr. C Rashmikant, Sr. Solicitor & Advocate Mr. Atul Desai, Advocate Mr. Anant K. Shende, Counsel Mr. Gautam T. Mehta; amongst several other eminent former Judges, Sr. Counsel, Counsel and Advocates.

The Main Speakers have been ably assisted by **Associate Speakers**, who too have very graciously given their invaluable time, knowledge and experience in researching, preparing material, speaking at various sessions of this course, some of whom are:

Counsel Mr. Shaunak Thacker, Counsel Ms. Armin Wandrewala, Advocate & Solicitor Mr. Bhavesh V. Panjuani, Counsel Ms. Manjari Shah, Counsel Mr. Kirti Munshi, Counsel Mr. Naushad Engineer, Counsel Mr. Sharan Jagtiani, Counsel Mr. Yash Kapadia, Counsel Mr. Arif Doctor, Counsel Mr. Farhan Dubash, Counsel Mr. Rishabh Shah, Counsel Mr. Sarosh Bharucha, Solicitor Mr. Shailesh Kalambi, Advocate Ms. Tanu Mehta, Counsel Mr. Paritosh Jaiswal, Counsel Mr. Chirag Kamdar, Counsel Mr. Darshit Jain, Counsel Ms. Sushma Nagaraj, Counsel Mr. Rubin Vakil, Counsel Mr. Karl Tamboly, Counsel Mr. Rohaan Cama, Counsel Ms. Misbah Dada, Counsel Ms. Ankita Singhania, Counsel Mr. Pranav Desai, Counsel Ms. Sneha Phene, Counsel Mr. Yashesh Kamdar, Counsel Mr. Nikhil Jayakar, Counsel Ms. Nina Nariman, Counsel Ms. Yugandhara Khanwilkar, Counsel Ms. Naira Jejeebhoy, Counsel Mr. Hussain Somji, Counsel Mr. Vyom Shah, Counsel Mr. Ali Antulay, Advocate Mr. Om Prakash, Advocate Ms. Amiksha Joshi, Advocate Mr. Sandeep Parikh, Advocate Ms. Sumran Shende,

Advocate Mr. Arzan Bulsara, Advocate Ms. Amrita Joshi, Advocate Mr. Rashmin Khandekar, Advocate Mr. Aditya Shiralkar, Advocate Mr. Rajiv Naik, Advocate Ms. Meenakshi Dhanuka-Rungta, Advocate & Solicitor Mr. Rohan Dakshini, Advocate Mr. Kushal Tamhane, Advocate Ms. Mallika Taly, Advocate Mr. Mahek Kamdar, Dr. Mohana Raje, Counsel Ms. Rishika Harish, Counsel Mr. Arvind Giriraj, Counsel Mr. Trushar Bhavsar, Advocate Mr. Raj Patel, Counsel Mr. Vishal Muglikar, Counsel Ms. Mahek Bookwala Shetty, Counsel Ms. Sheetal Kumar, Counsel Mr. Bhushan Deshmukh, Counsel Ms. Aditi Pawar, Advocate Ms. Khushbu Chhajed, Counsel Ms. Ayushi Anandpara, Advocate Mr. Ankit Tripathi, Advocate Mr. Siddhanth Chhabria, Counsel Mr. Gaurav Srivastav; Counsel Mr. Shyam Kapadia and Advocate Mr. Rahil Jhaveri amongst several other eminent Counsel, Advocates and Associates.

IMC is and will always remain indebted and grateful to each and every one of them.

This year, IMC's flagship 7 Day Arbitration Course is scheduled from **Monday, 13th March 2023 to Monday, 20th March 2023 (Excluding, Sunday)** and being conducted physically at the venue in the IMC Building at Churchgate, Mumbai, and only those persons residing outside Mumbai will be permitted to join and attend the Course virtually / online (through video conferencing on Zoom platform). This year too we have limited the number of participants to maintain standards and quality, and the efficiency of the Hybrid mode.

OBJECTIVE

This Certificate Course is designed to impart a fairly detailed knowledge of various legal and practical aspects of arbitration, including provisions of the Arbitration and Conciliation Act, 1996, including the 2015, 2019 and 2021 amendments to the Act, in a systematic manner. The Course would also try to cover the current positions as emerging from judgments of Courts.

The thrust of the Government, on a priority, is to encourage and promote ADR (*Alternate Dispute Resolution*) including arbitrations as a preferred mode of resolving disputes and reducing court litigations in commercial matters.

Rapid developments are taking place in India in the fields of Trade, Commerce and Industry resulting in the increase of commercial contracts being entered into by Indian Entrepreneurs within the country, as well as, outside. There has also been a substantial increase in commercial disputes and differences, which parties prefer to be resolved expeditiously, fairly and independently.

Though the Government and the Judiciary are taking several steps for quick dispensation of justice through the Courts of Law, due to a variety of reasons, including large arrears of pending cases and influx of new cases in various Courts, expeditious disposal becomes difficult. The Government and the Judiciary therefore, have taken and are taking various steps to popularize ADR methods for resolving commercial disputes. The Government has also taken steps to encourage and foster a culture of institutional arbitrations in India.

Arbitration, at present, is one of the preferred ADR methods for resolving disputes. However, to make Arbitration successful, effective and economical, there is also an urgent

need for Courses in Arbitration, dealing with not only the legal aspects of Arbitration, but also its practical aspects. Recognizing this need, IMC has, for the past several years, taken upon itself the task of creating awareness of Arbitration as one of the useful and effective methods of ADR and, also arranging Seminars, Conferences, Workshops and Courses attended and conducted by persons of eminence in the field. IMC as a prominent Chamber of Commerce and Industry has in the past also made representations and submitted papers to the concerned Ministries of the Government in the field of arbitration, amongst others. IMC has also established a modern IMC International ADR Centre (IIAC) at its premises to promote institutional arbitrations.

The Arbitration Course will cover various topics under the following heads:

- Introduction to Arbitration (Advantages of Arbitration, and Institutional vs. Ad-hoc Arbitrations)
- Arbitration Agreement
- Arbitrable and non arbitrable disputes
- Initiation of Arbitration Proceedings and Constitutional of Arbitral Tribunal
- Interim Measures and Appeals from Interim Orders
- Powers of Courts (before and during arbitral proceedings)
- Conduct of Arbitration Proceedings
- Hearing of the main matter
- Practical Aspects of conducting arbitration (*pleadings to closure*)
- Decision making
- Post Award matters
- Overview of Part I of the Arbitration and Conciliation Act, 1996
- International Arbitration and Foreign Awards (Part II of the Act)

(The Course contents, topics, sequence/ order of the sessions, dates and the Speakers are subject to change, if the circumstances so require, and shall be at the discretion of IMC and its Arbitration Committee in consultation with the Speakers. Study material and papers for will be provided to all the participants prior to the respective sessions, if the same is prepared and submitted by the Speakers at their discretion. However, this material is strictly and exclusively for personal use of reference of only the registered participant and is not to be quoted, copied, extracted, circulated reproduced, disseminated, shared or distributed in part or full.)

PARTICIPATION

This Training course is specifically designed for:

- Advocates;
- in-house Legal Counsel and Law officers;
- Chartered Accountants;
- Company Secretaries;
- Cost Accountants;
- Engineers, Architects, Surveyors;
- Insurers;

- Businessmen and Corporate Executives;
- former Bureaucrats and government officers, etc;
- Persons practicing or interested in practicing in Arbitrations.

TERMS AND CONDITIONS

Due to a very limited number of seats, participants will be enrolled and admitted strictly on ‘first-come, first-served’ basis and only upon registration, payment of full fees and subject to all (pre and post) terms and conditions of registration and participation.

Waitlisted participants may be enrolled and accommodated, subject to cancellations, if any, and subject to payment of full fees.

Kindly register your participation online at the earliest at the link provided below:

<https://www.imcnet.org/events-1968>

Detailed Terms and Conditions of Registration and Participation (Physical and Virtual / Online) are on above link.

By registering and being admitted to the course, the participant has read, accepted and agreed to all the (Pre and Post) Terms and Conditions of Registration and Participation unconditionally and irrevocably and is strictly bound by the same.

**For more details contact: IMC Legal Department Secretariat, Tel: + 91 22 7122 6640 / 6729.
Email: legal@imcnet.org website: www.imcnet.org**

IMPORTANT NOTE FOR ALL: For receiving a Certificate for successful completion, attendance for a minimum of eleven (11) FULL/ENTIRE sessions out of fourteen (14) sessions of the course is mandatory and shall be a pre-requisite.

Regards,

**Ajit Mangrulkar
Director General, IMC**