

School of Law

Bachelor of Law

ETE - May 2023

Time : 3 Hours

Marks : 100

TRIMESTER II - MLAW5027 - Commercial Arbitration

Your answer should be specific to the question asked

Draw neat labeled diagrams wherever necessary

1. When the arbitral proceedings are terminated? K2 CO1 (5)
2. Explain the fast track Procedure of Arbitration under Arbitration and Conciliation Act, 1996. K2 CO2 (5)
3. When and how an award may be corrected or interpreted or an additional award may be given? K2 CO1 (5)
4. Whether judicial authority is empowered to refer parties to arbitration? K2 CO2 (5)
5. Critically discuss the ground to challenge the appointment of arbitrator and its procedure also K3 CO3 (10)
6. **Critically analyze** the doctrine of kompetenz-kompetenz. K3 CO4 (10)
7. What is arbitration agreement? Bring out the differences between an arbitration agreement and an arbitration clause. K3 CO4 (10)
8. Analyze the evolution of conciliation as a mode of dispute settlement. What is the nature and scope of the Settlement Agreement entered into between the parties to a dispute in conciliation proceeding? K4 CO5 (15)
9. Critically analysis the Seat and Venue under Arbitration and Conciliation Act, 1996 with help of cases.. K4 CO6 (15)
10. Critically discuss Emergency Arbitrator in India with special reference to *Amazon.com NV Investment Holdings LLC v. Future Retail Ltd. & Ors.* K5 CO6 (20)

OR

Define and explain " foreign award". What is the power of judicial authority to refer parties to arbitration relating to an agreement to which the convention on recognition and enforcement of foreign arbitral award applies? K5 CO6 (20)