

Part I, Chapter VI - Making of award and termination

Control governing law, award timeline, interest, costs, settlement, signatures, reasons and post-award correction.

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India-first professional reference

Source status: Current architecture and amendment footnotes are mapped to the official India Code consolidation marked "As on 1 June 2026". This page is a detailed implementation publication, not a substitute for the signed Gazette, event-date law, applicable High Court rules or matter-specific advice. Open official Act PDF.

Dedicated Finin2min Summary - Chapter in 2 Minutes

- Control governing law, award timeline, interest, costs, settlement, signatures, reasons and post-award correction.
- Use the current India Code consolidation as on 1 June 2026 together with amendment footnotes and event-date law.
- Convert every section into an owner, deadline, evidence and remedy control.
- Separate seat, venue, governing law, court and institutional rules.
- Do not treat arbitration as a substitute for proof of contract, performance, authority, loss or limitation.

Section-by-section provision map

Provision / gate	Statutory focus	Finin2min decode	Implementation	Evidence / control
Section 28	Rules applicable to substance of dispute.	Section 28 addresses rules applicable to substance of dispute.	Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.	Current source, contract, authority, notices, procedural record and outcome evidence.
Section 29	Decision making by panel of arbitrators.	Section 29 addresses decision making by panel of arbitrators.	Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.	Current source, contract, authority, notices, procedural record and outcome evidence.
Section 29A	Time limit for arbitral award.	Sets award timelines with different treatment for domestic and international commercial arbitration and court extension consequences.	Create a milestone calendar from completion of pleadings/entry on reference as applicable; seek extension before expiry.	Pleadings completion record, tribunal dates, consent and court application.
Section 29B	Fast track procedure.	Section 29B addresses fast track procedure.	Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.	Current source, contract, authority, notices, procedural record and outcome evidence.
Section 30	Settlement.	Section 30 addresses settlement.	Identify actor, trigger, conditions, provisos, exceptions, consequence and	Current source, contract, authority, notices,

Provision / gate	Statutory focus	Finin2min decode	Implementation	Evidence / control
			linked provisions before acting.	procedural record and outcome evidence.
Section 31	Form and contents of arbitral award.	Requires written, signed award with reasons unless exception, date/place, delivery and monetary/ interest/cost determinations.	Use an award checklist that resolves every claim, counterclaim, jurisdiction plea, interest period and cost request.	Final pleadings, issues, evidence, calculation, signed award and delivery proof.
Section 31A	Regime for costs.	Creates a costs regime with tribunal/court discretion and conduct-based considerations.	Submit a transparent costs schedule and settlement-offer/conduct record; avoid unsupported lump sums.	Fee invoices, time/cost records, offers and conduct chronology.
Section 32	Termination of proceedings.	Section 32 affects time or procedural status: Termination of proceedings.	Record trigger date, service, suspension/ termination, consequence and next deadline.	Chronology, notice, order and limitation sheet.
Section 33	Correction and interpretation of award; additional award.	Section 33 governs award, money or cost consequences: Correction and interpretation of award; additional award.	Separate claim, counterclaim, principal, interest, cost, tax, payment and enforceability.	Quantum model, invoices, award/ order and payment/security records.

Finin2min clause-by-clause decode

Section 28 - Rules applicable to substance of dispute.

Section 28 addresses rules applicable to substance of dispute.

Implementation: Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.

Evidence: Current source, contract, authority, notices, procedural record and outcome evidence.

Section 29 - Decision making by panel of arbitrators.

Section 29 addresses decision making by panel of arbitrators.

Implementation: Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.

Evidence: Current source, contract, authority, notices, procedural record and outcome evidence.

Section 29A - Time limit for arbitral award.

Sets award timelines with different treatment for domestic and international commercial arbitration and court extension consequences.

Implementation: Create a milestone calendar from completion of pleadings/entry on reference as applicable; seek extension before expiry.

Evidence: Pleadings completion record, tribunal dates, consent and court application.

Section 29B - Fast track procedure.

Section 29B addresses fast track procedure.

Implementation: Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.

Evidence: Current source, contract, authority, notices, procedural record and outcome evidence.

Section 30 - Settlement.

Section 30 addresses settlement.

Implementation: Identify actor, trigger, conditions, provisos, exceptions, consequence and linked provisions before acting.

Evidence: Current source, contract, authority, notices, procedural record and outcome evidence.

Section 31 - Form and contents of arbitral award.

Requires written, signed award with reasons unless exception, date/place, delivery and monetary/interest/cost determinations.

Implementation: Use an award checklist that resolves every claim, counterclaim, jurisdiction plea, interest period and cost request.

Evidence: Final pleadings, issues, evidence, calculation, signed award and delivery proof.

Section 31A - Regime for costs.

Creates a costs regime with tribunal/court discretion and conduct-based considerations.

Implementation: Submit a transparent costs schedule and settlement-offer/conduct record; avoid unsupported lump sums.

Evidence: Fee invoices, time/cost records, offers and conduct chronology.

Section 32 - Termination of proceedings.

Section 32 affects time or procedural status: Termination of proceedings.

Implementation: Record trigger date, service, suspension/termination, consequence and next deadline.

Evidence: Chronology, notice, order and limitation sheet.

Section 33 - Correction and interpretation of award; additional award.

Section 33 governs award, money or cost consequences: Correction and interpretation of award; additional award.

Implementation: Separate claim, counterclaim, principal, interest, cost, tax, payment and enforceability.

Evidence: Quantum model, invoices, award/order and payment/security records.

Finin2min implementation explanation

Create one matter control sheet containing clause, seat, governing law, institution/rules, tribunal, court, claims, counterclaims, limitation, procedural calendar, budget, evidence, settlement authority and source version. Assign business, legal, finance and document owners.

Practical examples and calculations

- **Section 28:** Example control: for section 28, prepare a fact-to-provision matrix for rules applicable to substance of dispute, identify evidence for every condition and separately calculate time, principal, interest, fee, cost or security from source records.
- **Section 29:** Example control: for section 29, prepare a fact-to-provision matrix for decision making by panel of arbitrators, identify evidence for every condition and separately calculate time, principal, interest, fee, cost or security from source records.
- **Section 29A:** Illustration: pleadings are recorded complete on 30 September. The case manager builds statutory, consent-extension and court-extension checkpoints from the applicable subsection and arbitration type rather than using a universal 12-month assumption.
- **Section 29B:** Example control: for section 29B, prepare a fact-to-provision matrix for fast track procedure, identify evidence for every condition and separately calculate time, principal, interest, fee, cost or security from source records.
- **Section 30:** Example control: for section 30, prepare a fact-to-provision matrix for settlement, identify evidence for every condition and separately calculate time, principal, interest, fee, cost or security from source records.

Quantum framework: separate principal, admitted amount, disputed amount, set-off/counterclaim, contractual/statutory interest, tax, costs, security, payments and mitigation. Preserve a reproducible spreadsheet and source documents.

Practical transaction application

At contract stage, define scope, seat/venue, governing law, institution/rules, tribunal number/appointment, language, notices, interim relief, confidentiality, consolidation/joiner, emergency relief, costs and survival. Link performance, acceptance, price, tax and change-control records to the dispute clause.

Authority, consent and execution controls

Verify legal entity, board/partner/delegated authority, power of attorney, notice authority, arbitrator appointment authority, pleading affidavit, settlement limits and payment/security approval. Preserve changes in directors/partners and insolvency status.

Stamp duty and registration alerts

The arbitration agreement may be in a stamped instrument. Under current Supreme Court law, stamping defects require a curative statutory process and do not by themselves erase the arbitration agreement; however admissibility, impounding, State rates and the underlying transaction still require current jurisdiction-specific review. Awards and settlements may also attract stamp/registration consequences by subject matter and State law.

Evidence and document-retention checklist

Maintain legal hold, originals register, immutable exports, metadata, contract versions, notices/service, procedural orders, pleadings, document production, witness/expert files, transcripts, award, court records, security/payment and source-version hashes. Retention continues through challenge, enforcement and limitation.

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|--------------------------------------|---------------------------------------|
| • Executed contract and amendments | • Pleadings and procedural orders |
| • Clause/rules version | • Document production index |
| • Authority and power of attorney | • Witness and expert files |
| • Notices and service evidence | • Hearing transcript/record |
| • Chronology and limitation sheet | • Award/settlement and delivery |
| • Invoices, delivery and GST records | • Court, security and payment records |

Performance, delivery and payment controls

Tie obligations to deliverables, acceptance criteria, change orders, certification, invoices, tax documents, payment milestones, retention, liquidated damages and cure notices. Quantify admitted, disputed, set-off and counterclaim amounts separately.

Breach, loss, mitigation and remedy framework

Stop avoidable loss, preserve evidence, serve contract/statutory notices, offer cure where required, mitigate, secure assets/evidence, quantify causation/remoteness, choose interim relief and maintain consistent civil/arbitration/insolvency strategy.

Limitation and forum controls

Use separate clocks for cause of action, contractual notice/cure, section 21 commencement, section 11 petition, pleadings, award, section 33, section 34, section 37, enforcement, foreign-award objections and insolvency. Confirm exclusion, acknowledgement and court holidays from current law.

Arbitration and mediation interface

Arbitration, conciliation and mediation are distinct. Define when negotiation/mediation pauses or does not pause limitation, how settlements are authenticated, and how court/tribunal proceedings are stayed, withdrawn or converted into an award/settlement order.

Company, partnership, GST and tax overlays

Companies/LLP/partnership law controls authority and liability; GST/income tax affects invoice evidence, damages, interest, withholding and settlements; FEMA governs cross-border payment/award remittance; IBC may impose moratorium and claim filing; accounting standards govern provisions, contingent liabilities and award recognition.

Chapter-specific decision flowchart

Part I, Chapter VI - Making of award and termination - decision flow



At each gate: verify current law, authority, limitation, evidence, quantum, remedy and cross-law overlays.

Finin2min Q&A

Is venue always the legal seat?

No. The clause, institutional rules and surrounding language must be analysed; the legal seat determines curial law and supervisory court.

Does filing a section 34 petition automatically stay enforcement?

No. A separate stay application/order is required under section 36, subject to the current statutory provisos.

Can an interested party unilaterally appoint the sole arbitrator?

Current Supreme Court neutrality jurisprudence makes such mechanisms high risk or invalid; use a neutral appointment process.

Does an unstamped contract make the arbitration clause non-existent?

Current Supreme Court law treats stamping as a curable issue and preserves separability; State stamp procedure and admissibility still require compliance.

Can a section 34 court re-hear the merits?

No. The court applies statutory grounds and current Supreme Court law; it is not a regular appeal.

Does negotiation automatically stop limitation?

No. Use a written standstill where lawful and calculate limitation under the Act, Limitation Act, acknowledgements and exclusions.

Can foreign awards be refused because the court disagrees with the facts?

Ordinarily no. Part II provides limited refusal grounds and excludes a merits review.

Should settlement authority be assumed from litigation authority?

No. Obtain specific board/partner/delegated authority and document tax, payment, release and default consequences.