



IN THE COURT OF FIRST INSTANCE
OF THE ASTANA INTERNATIONAL FINANCIAL CENTRE

4 November 2024

CASE No: AIFC-C/CFI/2024/0040

AOM Rail B. V.

Claimant

v

“KENMART” LLP

Defendant

JUDGMENT AND ORDER

Justice of the Court:

Justice The Lord Faulks KC



JUDGMENT AND ORDER

1. Pursuant to a Claim Form made on 30 October 2024 the Claimant seeks an Order from this Court to recognise and enforce the measures set forth in para 31 of the IAC Arbitration Award dated 16 October 2024 made by Ms. Snezhana Kutsenko, the sole arbitrator appointed by a letter dated 1 July 2024 of Mr. Thomas Krümmel, the Chairman of the International Arbitration Centre of Kazakhstan, in IAC Arbitration Case No 90/2024.
2. Having read the Award it appears to me that the application is justified. Accordingly, I hereby order:
 - to recover from "KENMART" LLP, BIN 150440033159, in favour of AOM Rail B.V, BIN 181250004705, the amount of debt in the amount of KZT 1,619,628,362 (one billion six hundred and nineteen million six hundred and twenty-eight thousand three hundred and sixty-two);
 - to recover from "KENMART" LLP, BIN 150440033159, in favour of AOM Rail B.V, BIN 181250004705 *costs of the arbitrator's fee in the amount of KZT 500,000 (five hundred thousand)*;
3. The Defendant is given liberty to apply to have this Order set aside within 14 days of service upon it of this Order.
4. This Order shall not be enforced (a) until after the end of the period set out in paragraph 3 above or (b) until after any application made by the Defendant within that period has been finally disposed of, whichever is the later.

By Order of the Court,

The Lord Faulks KC,
Justice, AIFC Court

Representation:

The Claimant was represented by Mr. Kairat Baisanov, authorised by power of attorney.

The Defendant was not represented.