



IN THE COURT OF FIRST INSTANCE

OF THE ASTANA INTERNATIONAL FINANCIAL CENTRE

22 August 2024

CASE No: AIFC-C/CFI/2024/0027

KAZ MED PROM LLP

Claimant

v

BESIR YUSUFOGULLARI- SARE TOPTAN GIDA

Defendant

JUDGMENT AND ORDER

Justice of the Court
The Rt. Hon. The Lord Faulks KC



JUDGMENT AND ORDER

1. Pursuant to a Claim Form made on 14 August 2024 the Claimant seeks an Order from this Court to recognise and enforce the measures set forth in Part VIII of the IAC Award dated 5 July 2024 made by Mr. Sergei Vataev, the sole arbitrator appointed by a letter dated 14 November 2023 of Mr. Thomas Krümmel, the Chairman of the International Arbitration Centre of Kazakhstan, in IAC Arbitration Case No. 33/2023.
2. Having read the Award it appears to me that the application is justified. Accordingly, I hereby order:
 1. To recover from Besir Yusufogullari- SARE TOPTAN GIDA in favour of Limited Liability Partnership "Kaz Med Prom" the amount of debt in the amount of USD 601,200 (six hundred and one thousand two hundred), including the principal amount of USD 501,000 (five hundred and one thousand), the amount of penalty in the amount of USD 100,200 (one hundred thousand two hundred), as well as incurred expenses related to arbitration proceedings in the amount of KZT 2,000,000 (two million).
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 Rt. Hon. The Lord Faulks KC,
Justice, AIFC Court

Representation:

The Claimant was represented by Mr. Bagdat Demeu, lawyer, Shymkent, Republic of Kazakhstan.

The Defendant was not represented.