

NHAI vs. Raj Kumar & others

OMP(M) No. 311 of 2026

01.09.2026

Present: Ms. Shreya Chauhan, Advocate, for the applicant.

Mr. Ram Kumar and Mr. Munish Datwalia,
Advocates, for respondents No. 1 and 2.

Mr. Baldev Singh, Additional Advocate General for
respondents No.3.

OMP(M) No. 311 of 2026

The present application has been filed for
condonation of delay in filing the present appeal.

It is averred in the application that the certified
copy of the judgment dated 07.03.2025 was applied on
12.06.2025, and the same was delivered on 26.06.2025
However, the disposal of the case was not within the
knowledge of the appellant/applicant, as the same was
never intimated to the appellant by its counsel.

Earlier also, due to the inefficiency and
lackadaisical attitude of the law firm/counsel, cases were
withdrawn from the said law firm, namely, M/s M.V. Kini &
Co., vide letters dated 20.09.2023 and 26.03.2024.

It is stated that the applicant was under the
bona fide belief that the instant case was pending. It came
to the knowledge of the applicant only upon closing of the
financial year that the objection petitions pertaining to
Muhal Dehar have been disposed of.

Thereafter, prompt action was taken to obtain the entire case file, and the present appeal was filed immediately. The applicant/appellant has further submitted that the delay in filing the present application is neither intentional nor deliberate, but has occurred on account of bona fide reasons, as stated in the application.

The learned counsel for the non-applicants have no objection, in case the present application is allowed.

In view of the averments as made in the application, which is duly supported by an affidavit and keeping in view the fact that the learned counsel for the non-applicants have no objection, the present application is allowed, and the delay in filing the appeal is condoned.

Application stands disposed off.

**Arb. Appeal No.____/2026
(ARBAST No. 3875/2026)**

Appeal be registered.

Heard.

Admit.

List for hearing in due course.

In the meantime, record be requisitioned.

Learned counsel for the appellant is directed to supply entire paper book to learned counsel for the respondents during the course of day.

OMP No. _____ of 2026 (OMPST 3970/26)

Application be registered.

Subject to deposit of entire awarded amount alongwith up-to-date interest by the applicant/appellant, execution, implementation and operation of impugned award dated 30.05.2023, passed by learned Arbitrator and judgment dated 07.03.2025, passed by learned District Judge, Mandi, H.P. in CIS Registration No. 951 of 2024, shall remain stayed during the pendency of appeal. Needful be done within eight weeks from today.

Application stands disposed of.

**(Romesh Verma)
Judge**

September 1, 2026 (Nisha)