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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
CNR No. DLHC010345052026
+ **FAO(OS) (COMM) 196/2026 & CM APPL. 49794/2026, 49796/2026, 49797/2026**

ROADWAY SOLUTIONS INDIA INFRA LIMITED Appellant

Through: Mr. Dayan Krishnan and Mr. Sandeep Sharma, Sr. Advs. with Ms. Devika Mohan, Mr. Samir Malik, Mr. Varad Nath, Mr. Varun Kalra, Mr. Sarthak Mannan, Mr. Krishnan Kumar, Advs.

versus

NATIONAL HIGHWAYS AUTHORITY OF INDIA Respondent

Through: Mr. Sanjay Jain, Mr. Ankur Mittal, Sr. Advs. with Mr. Abhay Gupta, Ms. Simran Goel, Ms. Harshita Sukhija, Mr. Nishank Tripathi, Ms. Rabaicca Jaiswal, Advs.

CORAM:

HON'BLE MR. JUSTICE VIVEK CHAUDHARY

HON'BLE MS. JUSTICE RENU BHATNAGAR

ORDER

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21.08.2026

1. The present appeal has been filed under Section 37(1)(B) of the Arbitration and Conciliation Act, 1996 read with Section 13 of Commercial Courts Act, 2015 assailing the Order dated 30.07.2026 passed by the learned Single Judge in OMP(I)(COMM) No. 299 of 2026.
2. We have heard learned senior counsel for the parties.
3. Both the parties submit that they are agreeable to resolving their disputes through arbitration. It is further submitted that the parties have already appointed one arbitrator each and, accordingly, seek appointment of a



third arbitrator. We find it appropriate to appoint Mr. Justice Ashok Bhushan, Judge of the Supreme Court (retired) as the third arbitrator.

4. The parties are at liberty to raise all their requests/grievances/grounds before the learned arbitrators. All questions are left open to be decided by the arbitrator.

5. It is also provided that for a period of 30 days from today, the bank guarantees lying with the respondent shall not be encashed and the same shall be subject to any orders passed by the learned arbitrators.

6. With the aforesaid directions, the appeal stands disposed of. All pending applications also stand disposed of.

7. Interim orders, if any granted earlier, also stand discharged.

VIVEK CHAUDHARY, J

RENU BHATNAGAR, J

AUGUST 21, 2026/r/tr