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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **O.M.P.(I) (COMM.) 375/2018**

GAYATRI LALITPUR ROADWAYS LIMITED Petitioner

Through: Mr. Kaushik Laik with Mr. Angad
Mehta, Advs

versus

**NATIONAL HIGHWAYS AUTHORITY OF INDIA &
ANR. Respondents**

Through: Ms. Soumya Priyadarshinee with Mr.
Mukesh Kumar and Ms. Neetika
Sharma, Advs for respondent no. 1
Mr. Sunil Dalal with Mr. Ashish
Sharma, Mr. Vivek Jain and Mr.
Manish, Advs for respondent no. 2

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

ORDER

% 21.01.2019

1. I am informed by counsel for the parties that an Arbitral Tribunal has already been constituted.

2. In these circumstances, the captioned petition is disposed of with the following directions:

(i) The captioned petition will be placed before the Arbitral Tribunal.

(ii) The Arbitral Tribunal will treat the petition as an application under Section 17 of the Arbitration and Conciliation Act, 1996 (in short "The Act").

- (iii) The Arbitral Tribunal will adjudicate upon the instant petition/application and after hearing the parties render its decision.
- (iv) The interim order dated 27.09.2018 will continue to operate till the Arbitral Tribunal adjudicates upon the petition/application.
- (v) The Arbitral Tribunal will, however, have liberty to either confirm or vacate, or even modify the order passed by this Court

RAJIV SHAKDHER, J

JANUARY 21, 2019

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