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

+ **O.M.P.(MISC.)(COMM.) 30/2024**

SKYLINE ENGINEERING

CONTRACTS INDIA PVT. LTD

..... Petitioner

Through: Mr. Udit Seth & Mr. Divyanshu,
Advocates.

versus

ORCHID INFRASTRUCTURE

DEVELOPERS PRIVATE LIMITED

..... Respondent

Through: Mr. Ninad Dogra, Advocate.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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16.01.2024

I.As. 1068-1069/2024 (for exemption)

Exemption allowed, subject to all just exceptions.

The applications stand disposed of.

O.M.P.(MISC.)(COMM.) 30/2024

1. This petition has been filed under Section 29A of the Arbitration and Conciliation Act, 1996 [“the Act”] for extension of the mandate of a learned sole Arbitrator, who is in *seisin* of disputes between the parties under an agreement dated 09.03.2010. The tribunal was constituted by an order of this Court dated 09.04.2017, in ARB.P. 130/2017.
2. The mandate of the learned Arbitrator has been extended from time to time, lastly by an order of this Court dated 16.03.2023 in O.M.P.(MISC.)



(COMM.) 27/2023. The last extension was for a period of 18 months from 06.05.2022.

3. I am informed that the respondent's witness is being examined at the moment.

4. Having regard to the long pendency of the arbitral proceedings, learned counsel for the parties assure the Court that they will cooperate with the learned Arbitrator for expeditious disposal of the proceedings and will not seek any unnecessary adjournments. Learned counsel for the parties blame each other for delay in adjudication, but in view of the assurance given today, it is not necessary to enter into this controversy. Suffice it to say that the Act contains adequate provisions as to costs etc., which the learned Arbitrator can invoke, if any of the parties is responsible for unnecessary delay.

5. Having regard to the aforesaid circumstances, the mandate of the learned arbitral tribunal is extended for a period of six months from today.

6. The petition stands disposed of with these directions.

PRATEEK JALAN, J

JANUARY 16, 2024

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