



\$~26 & 27

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

+ **O.M.P.(MISC.)(COMM.) 346/2024 & I.A. 9787/2024**

LIFECARE INNOVATIONS PVT LTD

..... Petitioner

Through: Mr. Abhishek Mishra, Advocate (M:
9582788520).

versus

MS BLUE STAR LTD

..... Respondent

Through: Mr. Akash Swami, Advocate.

27

WITH

+ **O.M.P.(MISC.)(COMM.) 347/2024 & I.A. 9788/2024**

LIFECARE INNOVATIONS PVT. LTD.

..... Petitioner

Through: Mr. Abhishek Mishra, Advocate (M:
9582788520).

versus

M/S. BLUE STAR LTD.

..... Respondent

Through: Mr. Akash Swami, Advocate.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **02.05.2024**

1. This hearing has been done through hybrid mode.
2. The present petitions are filed on behalf of the Petitioner - Lifecare Innovations Pvt. Ltd. under Section 29A of the Arbitration and Conciliation Act, 1996 seeking extension of the mandate of the Id. Arbitral Tribunal.
3. The background of the petitions is that the Petitioner vide agreements dated 11th January, 2011 and 24th January, 2011 placed an order with the Respondent company-M/s Blue Star Ltd. as per which, the Respondent was to supply, install, test and commission the HVAC work as well as Electrical



work at the factory of the Petitioner at Lucknow. However, it stated that certain disputes arose between the parties and subsequently, the Respondent invoked arbitration vide notice dated 20th October, 2016.

4. It is noticed that reference in these matters by the Id. Arbitral Tribunal was made in 2017. However, during pendency of the proceedings, one of the members of the Id. Arbitral Tribunal i.e. Mr. S.K. Kaushik passed away in 2017, which resulted in a new nomination.

5. It is submitted by Id. Counsels for the parties that evidence of the witnesses have been recorded and the matter is at the stage of final arguments.

6. It is noticed that the matter is being substantially delayed and 4 years have passed since evidence of witnesses stood concluded in 2020. The mandate is stated to have expired on 1st May, 2024.

7. Under such circumstances, the mandate of the Id. Arbitral Tribunal is extended till 30th September, 2024 and the Id. Tribunal is requested to pronounce the award by the said date.

8. The Petitions are disposed of with all pending applications, if any.

9. Order *dasti*.

PRATHIBA M. SINGH, J

MAY 2, 2024

mr/rks