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

+ **O.M.P. (T) (COMM.) 48/2024 & I.A. 32904/2024**

MS. SARIKA CHATURVEDI

.....Petitioner

Through: None.

versus

AGARWAL AUTO TRADERS & ORS.

.....Respondents

Through: Mr. Hemant Chauhan, Advocate (M-9999036345)

**CORAM:**

**JUSTICE PRATHIBA M. SINGH**

**ORDER**

% **12.07.2024**

1. This hearing has been done through hybrid mode.

**I.A.32904/2024 (for waiver of cost) in O.M.P.(T)(COMM.)-48/2024**

2. The present application has been moved on behalf of the Respondent No.5- Mr. M.K. Agarwal who is stated to be a partner of Respondent No. 1- Agarwal Auto Traders. Vide the present application, Respondent No. 5 seeks waiver of costs in this matter, which was imposed vide order dated 22nd May, 2024.

3. On 22nd May, 2024 the Court after detailed consideration had imposed a sum of Rs.50,000/- as costs due to the conduct of the Respondent before the Sole Arbitrator.

4. The stand taken by the Id. Counsel for the Respondent in the present application is that the Respondent was working under legal advice and he had only taken steps as advised by the lawyer. It is also averred that the Respondent is a partnership firm and the Respondent No.5 is a 75 years old senior citizen, who manages the affairs of the firm.



5. Accordingly, by taking a compassionate view, the Court reduces the costs to Rs.20,000/- with the direction that the Respondent shall diligently appear before the Id. Arbitrator and facilitate early conclusion of proceedings.

6. The matter is stated to be listed before the Sole Arbitrator tomorrow. Let the costs be deposited by tomorrow and the receipt be produced before the Sole Arbitrator.

7. The application is disposed of in the above terms.

**PRATHIBA M. SINGH, J.**

**JULY 12, 2024/dk/rks**