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

+ **O.M.P.(MISC.)(COMM.) 441/2024**

M/S BAWANA INFRA DEVELOPMENT PVT. LTD. Petitioner
Through: Mr. Abhishek Kumar, Advocate.
versus

DELHI STATE INDUSTRIAL AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LTD DSIIDC Respondent
Through: Appearance not given.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

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29.05.2024

1. This hearing has been done through hybrid mode.
2. This is a petition filed on behalf of the Petitioner-M/s Bawana Infra Development Pvt. Ltd. under Section 29A of the Arbitration and Conciliation Act, 1996 seeking extension of the mandate of the Id. Arbitral Tribunal.
3. The disputes in the present case are stated to have arisen with respect to the Concession Agreement dated 20th July, 2011 entered into between the parties herein. The said agreement contains the arbitration clause 19.3 per which, on 2nd June, 2022 the Id. Arbitral Tribunal was appointed.
4. It is stated that pleadings in the proceeding before the Id. Arbitral Tribunal were completed on 3rd December, 2022 and on 15th May, 2024 cross examination of the witnesses was concluded.
5. The submission on behalf of the Petitioner is that the mandate is about to expire in June, 2024.
6. A perusal of the procedural order dated 15th May, 2024 shows that on



the aspect of extension of time, ld. Arbitrator records as under:-

“9. Be it noted, the time for pronouncement of the award, as envisaged under Section 29 of the Arbitration and Conciliation Act, 1996, is going to expire on 03.06.2024.

10. Mr. Abhishek Kumar, Ld. Counsel for the Claimant, submitted that he will file the requisite application for extension of time till the end of January 2025 before the Hon'ble High Court of Delhi within 10 days hence, that is, on or before 25.05.2024.

11. Ms. Anusuya Salwan, Ld. Counsel for the Respondent, very fairly stated that if an advance copy is provided to her, she will appear in Court and give consent on behalf of the Respondent for extension of time.”

7. In view of the above, the mandate of the ld. Arbitrator is extended till 31st January, 2025.

8. Petition is disposed of with all pending applications, if any.

PRATHIBA M. SINGH, J.

MAY 29, 2024

mr/rks