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

+ **ARB.P. 1023/2023**

M/S BNAL PREFABS PVT.LTD.

..... Petitioner

Through: Mr Aditya Dhawan, Mr Kiran
Dhawan and Mr Sidhant Thakur,
Advs.

versus

HINDUSTAN PREFAB LIMITED

..... Respondent

Through: Mr Varun Nischal and Mr Shubham
Sharma, Advs. with Mr Mukesh
Kumar, Legal-Incharge.

CORAM:

HON'BLE MR. JUSTICE JASMEET SINGH

ORDER

16.05.2024

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I.A. 19459/2023

1. Exemption is granted subject to all just exceptions.
2. The petitioner shall file legible and clearer copies of exempted documents, compliant with practice rules before the next date of hearing.
3. The application is disposed of.

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4. This is a petition seeking appointment of an Arbitrator in terms of Dispute Resolution clause, as contained in the contract-Agreement and provisions of the Arbitration and Conciliation Act, 1996.
5. The dispute arises out of a Tender Document dated 06.10.2018 and the Work Order dated 22.10.2018. Since there are disputes with regard to the arbitration clause as contained in Special Conditions of Contract and



General Conditions of Contract, Mr Dhawan, learned counsel for the petitioner on instructions states that without prejudice to his rights and contentions and only to avoid any technical objections that may be raised by the respondent in future, he will exhaust the procedure prescribed under General Conditions of Contract for appointment of Arbitrator in the first instance.

6. Granting the said liberty, the petition is disposed of.

JASMEET SINGH, J

MAY 16, 2024

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Click here to check corrigendum, if any