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

+ **O.M.P.(MISC.)(COMM.) 587/2023**

M/S PINKY CITY EXPRESSWAY PVT LTD. Petitioner

Through: **Mr.Manoj Kumar and Mr.Sidhant
Dwibedi, Adv.**

versus

NATIONAL HIGHWAY AUTHORITY OF INDIA (NHAI)

..... Respondent

Through: **Mr. Ankur Mittal and Mr.Devesh
Matta, Adv.**

**CORAM:
HON'BLE MR. JUSTICE DINESH KUMAR SHARMA**

**ORDER
29.02.2024**

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I.A. 22808/2023 (for exemption)

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

I.A. 22809/2023 (delay in re-filing the petition)

The present application has been filed for condonation of a delay of 120 days in re-filing the present petition.

For the reasons mentioned in the application, the delay of 120 days in re-filing the petition is condoned.

The application stands disposed of.

O.M.P.(MISC.)(COMM.) 587/2023

The Present petition has been filed under Section 29 (5) of the



Arbitration and Conciliation Act for extension of the made of the learned arbitral tribunal. The mandate is stated to have expired on 26.09.2023.

It has been stated that the arbitral tribunal was constituted in 2019. It has been further stated that earlier also the extension of mandate was granted vide order dated 21.01.2020 for 10 months. It is submitted that due to the voluminous record, the learned arbitral tribunal could not conclude the proceedings. It has been submitted that the claimant has already concluded the arguments and proceedings are at the final stage. The extension has been sought for 12 months from 26.09.2023.

Learned counsel for the respondent submits that he has no objection to the extension of the mandate till 26.09.2024.

Considering the aforesaid request and the no objection given by the other side, the present petition is allowed and the mandate of the Arbitral Tribunal is extended till 26.09.2024. The period from 26.09.2023 is also regularised.

DINESH KUMAR SHARMA, J

FEBRUARY 29, 2024

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