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

+ **O.M.P.(MISC.)(COMM.) 981/2024**

**IL AND FS ENGINEERING AND CONSTRUCTION COMPANY
LIMITED**Petitioner

Through: **Mr. Anshuman Gupta & Mr. Karan
Aggarwal, Advocates.**

versus

HINDUSTAN THERMAL EPC COMPANY PRIVATE LIMITED

.....Respondent

Through: **Mr. Kanishk Khetan, Advocate.**

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

19.12.2024

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I.A. 48959/2024 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 981/2024

1. This is a petition under Section 29A of the Arbitration & Conciliation Act for extension of mandate of the Arbitral Tribunal for a period of three months from 04.01.2025 for making the arbitral award.
2. Material on record indicates that disputes have arisen between the parties under the Work Order dated 19.11.2020 for construction of work of Barrage and Non-Over Flow (NOF) Dam on River Sone in District Anuppur, Madhya Pradesh. Since disputes have arisen between the parties, the Petitioner issued a notice under Section 21 of the Arbitration and Conciliation Act, 1996 invoking arbitration clause.



3. It is stated that the Arbitral Tribunal was constituted on 12.09.2020 to adjudicate upon the disputes between the parties. It is stated that the mandate of the Arbitral Tribunal was extended from time to time and the mandate of the Arbitral Tribunal was last extended on 05.07.2024 and the same will come to an end on 04.01.2025. Since the mandate of the Arbitral Tribunal will come to an end on 04.01.2025, the present petition has been filed by the Petitioner seeking extension of time.
4. It is stated that final arguments have been concluded and the Award is reserved for pronouncement.
5. In view of the above, this Court is inclined to extend the mandate of the Arbitral Tribunal for a period of six months from 04.01.2025 so that the arbitral award can be pronounced.
6. The petition is disposed of along with pending application(s), if any.

SUBRAMONIUM PRASAD, J

DECEMBER 19, 2024

RJ