

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
INTERIM APPLICATION NO. 169 OF 2025
WITH
INTERIM APPLICATION NO. 35643 OF 2024
IN
COMMERCIAL ARBITRATION PETITION (L) NO. 35369 OF 2024

M/s. Essel Lucknow Raebareli Toll Roads Ltd. ...Applicant/
Petitioner

Versus

M/s. Mahalaxmi Transport Pvt. Ltd. ...Respondent

***Ms. Preena Sethi, a/w Vikas Guru, i/b Nikhil Mishra, for the
Petitioner/Applicant.***

***Mr. Kazan Shroff, a/w P.V. Narendran, i/b Lex Legal & Partners
for Respondent.***

CORAM : SOMASEKHAR SUNDARESAN, J.

DATE : FEBRUARY 7, 2025

PC :

1. This is an Application for Condonation of Delay in challenging an arbitral award dated July 2, 2024, filed under Section 34 of the *Arbitration and Conciliation Act, 1996* ("***the Act***").

2. According to the Learned Counsel for the Petitioner the

three-month period would have expired on October 2, 2024 and the Section 34 Petition was filed on October 4, 2024.

3. Learned Counsel for the Respondent points to a print-out of the case details available on the website, which would suggest that the e-filing date was November 26, 2024. In these circumstances, the Advocates for the Petitioner shall bring on record the acknowledgment receipt generated by the system upon e-filing, which would demonstrate the date on which they filed the Section 34 Petition.

4. Let such acknowledgment be brought on record no later than February 14, 2025. List the matter under same caption “***Condonation of Delay***” on ***February 17, 2025***.

5. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court’s website.

[SOMASEKHAR SUNDARESAN, J.]