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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **O.M.P.(MISC.)(COMM.) 35/2025**
CNH INDUSTRIAL (INDIA) PVT LTDPetitioner

Through:

versus

SANJAY TRACTORS AND AUTOMOBILES AND ORS.
.....Respondents
Through: Mr. Viraj Kadam, Advocate.

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

15.01.2025

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I.A. 833/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 35/2025

1. This Petition under Section 29A(5) of the Arbitration and Conciliation Act, 1996 has been filed by the Petitioner for extending the mandate of the Sole Arbitrator.
2. Material on record indicates that the Sole Arbitrator was appointed by on 02.05.2018 to adjudicate upon the disputes between the parties. It is stated that the last of the mandate of the Arbitrator was extended by this Court vide Order dated 07.10.2024 for a period upto 31.12.2024. The mandate of the Arbitrator has expired on 31.12.2024.
3. It is stated that the award has been reserved by the Ld. Arbitrator for pronouncement.



4. The Apex Court in Rohan Builders (India) Private Limited v. Berger Paints India Limited, **2024 SCC OnLine SC 2494**, has held that an application for extension of the time period for passing an arbitral award under Section 29A(4) read with Section 29A(5) is maintainable even after the expiry of the twelve-month or the extended six-month period, as the case may be.

5. In view of the facts of the present case, this Court is inclined to extend the mandate of the Sole Arbitrator for a period of six months from today, so that the award can be pronounced.

6. The Petition is disposed of, along with the pending applications, if any.

SUBRAMONIUM PRASAD, J

JANUARY 15, 2025

S. Zakir