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

+ **O.M.P.(MISC.)(COMM.) 121/2025**

KUMAR GUEST HOUSE PVT LTD

.....Petitioner

Through: Mr. Gaurav Raj Grover, Advocate

versus

ORAVEL STAYS LTD & ANR

.....Respondents

Through: Mr. Chaitanya Kaushik, Ms. Seema Mehta, Mr. Saurabh Pal, Advs.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

06.02.2025

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I.A. 3078/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 121/2025 & I.A. 3079/2025

1. This is a petition under Section 29A (4) & (5) of the Arbitration & Conciliation Act, 1996 seeking extension of mandate of the learned Sole Arbitrator for making the arbitral award.
2. It is stated that an arbitral tribunal was constituted to adjudicate upon the disputes between the parties. It is state that the pleadings were completed on 01.07.2023 and the final arguments are underway.
3. The mandate of the Arbitrator was mutually extended till 01.01.2024. It is stated that since the mandate of the Sole Arbitrator for making the award has come to an end on 01.01.2025, the Petitioner has approached this Court for extension of time for making the award.



4. Learned Counsel for the Respondent submits that the Respondent has no objection for the extension of the mandate.
5. 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.
6. In view of the fact that final arguments are underway, this Court is inclined to extend the mandate of the Sole Arbitrator till 31.07.2025 so that arguments are concluded and the Award can be pronounced and no further extension of time would be required by the Arbitrator. Further, the period from 01.01.2025 till today is regularised.
7. The petition is disposed of along with the pending applications, if any.

SUBRAMONIUM PRASAD, J

FEBRUARY 6, 2025

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