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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **O.M.P.(MISC.)(COMM.) 124/2025**
M S ADESH BOREWELL AND ENGINEERING SERVICE

.....Petitioner

Through: Mr. Ajit Sharma, Advocate

versus

CENTRAL GROUND WATER BOARDRespondent
Through: Mr. Vijay Joshi, Mr. Shubham
Chaturvedi, Advocates
Mr. Himanshu Pathak, Mr. Prashant
Sharma, Advocates

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER
06.02.2025

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I.A. 3180/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 124/2025

1. This is a petition under Section 29A (4) & (5) of the Arbitration & Conciliation Act, 1996 seeking extension of mandate of the Arbitrator for making the arbitral award.
2. Material on record indicates that disputes arose between the parties and an Arbitrator has been appointed on 23.10.2023. It is stated that the mandate of the Arbitrator has come to an end on 11.01.2025.
3. It is stated that the matter is at the stage where the Claimant has to start leading evidence. It is stated that since the mandate of the Arbitral



Tribunal has come to an end on 11.01.2025, 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 facts and circumstances of the case, this Court is inclined to extend the mandate of the Arbitral Tribunal till 31.12.2025 to enable the Arbitral Tribunal to proceed further in the matter.

7. The petition is disposed of along with the pending applications, if any.

SUBRAMONIUM PRASAD, J

FEBRUARY 6, 2025

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