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

+ **ARB. A. (COMM.) 14/2023, I.A. 7525/2023 & I.A. 7527/2023**

JAMIA MILLIA ISLAMIA

.....Appellant

Through: Mr. Raj Shekhar Rao, Senior Advocate with Mr. K.K. Mishra, Ms. Lisha Sharma and Ms. Vishakha Gupta, Advocates.

versus

BITES LTD & ANR.

.....Respondents

Through: Mr. R.P Agrawal and Mr. Chandan Kumar Jha, Advocates for R1.
Mr. Rahul Malhotra, Advocate for R-2.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

18.09.2025

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1. This appeal is filed on behalf of the Appellant/Jamia Milia Islamia under Section 37(2)(b) of Arbitration and Conciliation Act, 1996 ('1996 Act') laying a challenge to the order dated 16.01.2023 passed by the learned Arbitrator impleading the Appellant herein as a party.

2. When the appeal was filed, the primordial ground taken by the Appellant was that the Arbitrator had no jurisdiction to implead a non-party/non-signatory to the arbitral proceedings, however, in light of the judgments of the Supreme Court in *Cox and Kings Limited v. SAP India Private Limited and Another*, (2024) 4 SCC 1; *ASF Buildtech Private Limited v. Shapoorji Pallonji and Company Private Limited*, 2025 SCC OnLine SC 1016; and *Adavya Projects Pvt. Ltd. v. Vishal Structural Pvt. Ltd. and Others*, 2025 SCC OnLine SC 806, this ground no longer survives and the



appeal is accordingly dismissed as no interference is warranted in the impugned order dated 16.01.2023.

3. It is made clear that the Court has not entered into the merits of the disputes and/or any other contention raised in the present appeal.
4. Interim order dated 21.04.2023 stands vacated.
5. All pending applications stand disposed of.

JYOTI SINGH, J

SEPTEMBER 18, 2025/YA