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

+ **O.M.P.(MISC.)(COMM.) 256/2025**

AMIT ENGINEERS

.....Petitioner

Through: Ms. Minakshi Jyoti and Mr.
Dharamveer Singh, Advocates

versus

**CHIEF ROLLING STOCK ENGINEERING(COACHING)
NORTHERN RAILWAY**

.....Respondent

Through: Ms. K. Iyer, Advocate (through VC)

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **21.03.2025**

I.A. 7368/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 256/2025

1. This petition under Section 29A of the Arbitration and Conciliation Act, 1996 has been filed by the Petitioner for extending the mandate of the Arbitral Tribunal.
2. Material on record indicates that the Petitioner had approached this Court by filing an arbitration petition being ARB.P. 40/2023 for appointment of an Arbitrator and this Court vide Order dated 27.02.2023 constituted an Arbitral Tribunal consisting of a Sole Arbitrator. Pleadings stood completed. It is stated that the parties had extended the mandate of the Arbitral Tribunal by mutual consent for a period of six months w.e.f. 05.09.2024 to 06.03.2025. It is stated that the mandate of the Arbitral



Tribunal has expired on 06.03.2025.

3. It is stated that the Arbitral Tribunal is recording the evidence of the Respondent.

4. Learned Counsel appearing for the Respondent has no objection if the mandate of the Arbitral Tribunal is extended.

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 of the present case, this Court is inclined to regularize the mandate of the Arbitral Tribunal till today and the mandate is extended till 31.12.2025 so that the Award can be pronounced.

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

SUBRAMONIUM PRASAD, J

MARCH 21, 2025

S. Zakir