



\$~36

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

+ **O.M.P. (COMM) 475/2023**

NATIONAL HIGHWAYS AUTHORITY OF INDIAPetitioner

Through: **Mr.Manish K Bishnoi, Mr Khubaib
Shakeel, Advs.**

versus

JSR MULBAGAL TOLLWAYS PVT. LTD.Respondent

Through: **Mr. Kaushik Laik, Mr. Ashay
Kaushik, Mr. Shashank Tiwari,
Advocates**

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

07.02.2025

%

I.A. 3249/2025

1. This is an application on behalf of the Petitioner seeking permission to withdraw the petition in terms of the Settlement agreement dated 20.01.2025.
2. The present petition has been filed challenging the Award dated 03.08.2023 passed by the Arbitral Tribunal. The Petitioner and the Respondent have entered into a settlement agreement which has been filed along with the copy of the application of withdrawal. Both parties are bound by the settlement agreement dated 20.01.2025.
3. The petition is disposed of as withdrawn along with pending application(s), if any.
4. Since the petition is being withdrawn, the amount of Rs.26,61,94,115/- which has been deposited by the NHAI before this Court



as a condition precedent of grant of stay of the Award is directed to be refunded to the Petitioner along with the accrued interest in the bank account of the Petitioner electronically.

5. The Petitioner has also furnished a Bank Guarantee which is also part of the Order dated 23.11.2023 granting conditional stay to the Petitioner. The Registry is also directed to return the Bank Guarantee bearing No.SAWGOPG240020289 dated 02.01.2024 for a sum of Rs.79,85,82,346/- to the Petitioner.

6. The next date already fixed in the matter, i.e., 26.03.2025, stands cancelled.

7. The application is disposed of.

SUBRAMONIUM PRASAD, J

FEBRUARY 07, 2025

hsk