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

+ **O.M.P.(MISC.)(COMM.) 788/2025 & I.A. 23733/2025**

ADITYA BIRLA CAPITAL LIMITEDPetitioner

Through: Ms. Nikita Rathi, Mr. Debarshi Dutta
and Ms. Manvi Adlakha, Advocates.

versus

**SCHOLAR TUBE EDUCATION AND LEARNING SOLUTIONS
PRIVATE LIMITED AND OTHERS**Respondents

Through: Mr. Jai Mohan and Mr. Aayush
Gupta, Advocates for R-5

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **22.09.2025**

1. This petition is filed under Section 29A(4) of the Arbitration and Conciliation Act, 1996 (the 'Act') seeking extension of period of arbitral proceedings for one year i.e. till 16th September, 2026. The previous order extending the mandate of the learned Arbitral Tribunal until 17th September 2025 is filed along with the petition (annexed at Document-1 at pages 51 and 52 of the petition) that has been shown by the Applicant's counsel.
2. The learned counsel for respondent no.5 (Presidium Educational Charitable Trust) who appears virtually on advance notice does not oppose the prayer made in the petition.
3. The Applicant's counsel submits that respondent no.1 has been proceeded *ex parte* before the learned Arbitral Tribunal and has also not entered appearance before this Court despite advance service. Further,

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respondents no.2 to 4 are facing Corporate Insolvency Resolution Process ('CIRP') proceedings before the learned National Company Law Tribunal ('NCLT'). None appears for them, despite advance service to the RP (ashok.arora79@yahoo.com).

4. The applicant's counsel also informs that there was a moratorium for proceedings against Respondents No.6 to 9 arising out of personal insolvency proceedings, however, the moratorium has been lifted w.e.f. 8th January 2025. However, notwithstanding this, Respondents No.6 to 9 have not entered appearance in these proceedings, despite advance service. It has been informed that Respondents No.6 to 9 are also not appearing in the arbitration.

5. Considering the above submissions, the period for arbitral proceedings before learned Arbitral Tribunal stands extended till 16th September, 2026 for concluding the proceedings and passing the arbitral award.

6. The petition stands disposed of in above terms. Pending application also stands disposed of.

AMIT BANSAL, J

SEPTEMBER 22, 2025
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