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

+ **O.M.P.(MISC.)(COMM.) 17/2025**

RAIPUR EXPRESSWAYS LIMITED

.....Petitioner

Through: Mr. Tanuj Chopra, Advocate

versus

NATIONAL HIGHWAY AUTHORITY OF INDIARespondent

Through: Mr. Santosh Kumar, Advocate
Standing Counsel and Mr. Adithya
Ramani, Advocate

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **10.01.2025**

I.A. 408/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 17/2025

1. This is a petition under Section 29A (4) & (5) of the Arbitration & Conciliation Act, 1996 seeking extension of mandate of the Arbitral Tribunal for making the arbitral award.

2. Material on record discloses that to adjudicate on the disputes between the parties, Arbitral Tribunal was constituted on 10.01.2019 as per the Rules of the Indian Council of Arbitration. The mandate of the Tribunal was extended from time to time and last such extension was granted by this Court *vide* Order dated 16.04.2024 by which the mandate of the Arbitral Tribunal was extended till 31.12.2024. It is stated that the matter is at the



stage of final arguments. The Petitioner has, therefore, approached this Court for extension of time for making the award.

3. 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.

4. In view of the fact that the matter is at the advance stage, this Court is inclined to extend the mandate of the Arbitral Tribunal till 01.09.2025 so that the Award can be pronounced and no further extension of time would be required by the Tribunal.

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

SUBRAMONIUM PRASAD, J

JANUARY 10, 2025

Rahul