



\$~57, 58, 59, 60

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

+ **O.M.P.(MISC.)(COMM.) 30/2025**

ANSAL HOUSING LIMITEDPetitioner

Through: Mr. Vikas Tiwari and Mr. Kumar
Deepraj, Advocates.

versus

SAMYAK PROJESCTS PRIVATE LIMITEDRespondent

Through: Mr. Siddhant Puri Advocate.

+ **O.M.P.(MISC.)(COMM.) 31/2025**

ANSAL HOUSING LIMITEDPetitioner

Through: Mr. Vikas Tiwari and Mr. Kumar
Deepraj, Advocates.

versus

SAMYAK PROJESCTS PRIVATE LIMITEDRespondent

Through: Mr. Siddhant Puri Advocate.

+ **O.M.P.(MISC.)(COMM.) 32/2025**

ANSAL HOUSING LIMITEDPetitioner

Through: Mr. Vikas Tiwari and Mr. Kumar
Deepraj, Advocates.

versus

SAMYAK PROJESCTS PRIVATE LIMITEDRespondent

Through: Mr. Siddhant Puri Advocate.

+ **O.M.P.(MISC.)(COMM.) 33/2025**



ANSAL HOUSING LIMITED

.....Petitioner

Through: Mr. Vikas Tiwari and Mr. Kumar
Deepraj, Advocates.

versus

SAMYAK PROJESCTS PRIVATE LIMITEDRespondent

Through: Mr. Siddhant Puri Advocate.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

%
14.01.2025

I.A. 727/2025 (Exemption) in O.M.P.(MISC.)(COMM.) 30/2025

I.A. 728/2025 (Exemption) in O.M.P.(MISC.)(COMM.) 31/2025

I.A. 729/2025 (Exemption) in O.M.P.(MISC.)(COMM.) 32/2025

I.A. 730/2025 (Exemption) in O.M.P.(MISC.)(COMM.) 33/2025

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 30/2025

O.M.P.(MISC.)(COMM.) 31/2025

O.M.P.(MISC.)(COMM.) 32/2025

O.M.P.(MISC.)(COMM.) 33/2025

1. These Petitions under Section 29A (4) & (5) of the Arbitration & Conciliation Act, 1996 have been filed by the Petitioner 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, this Court *vide* Order dated 18.02.2021 in OMP(I) (COMM) 64/2021, Order 15.02.2021 in OMP(I) (COMM) 58/2021 & OMP(I) (COMM) 59/2021, Order dated 22.01.2021 in ARB.P 135/2021 appointed Sh. A.K. Sikri, former Judge of the Supreme Court of India, as the Sole Arbitrator to adjudicate on the disputes between the parties. It is stated that looking at the nature and complexities, the learned Sole Arbitrator



appointed a forensic auditor. It is stated that the mandate of the Tribunal was extended from time to time and last such extension was granted by this Court *vide* Order dated 12.01.2024 by which the mandate of the Arbitral Tribunal was extended till 31.12.2024. 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 an advance stage, this Court is inclined to extend the mandate of the Arbitral Tribunal till 31.12.2025 so that the Award can be pronounced and no further extension of time would be required by the Tribunal.

5. The petitions are disposed of along with the pending applications, if any.

SUBRAMONIUM PRASAD, J

JANUARY 14, 2025

Rahul