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

+ **O.M.P.(MISC.)(COMM.) 74/2025**

LUCKNOW SITAPUR EXPRESSWAYS LIMITED.....Petitioner

Through: **Mr. Tanuj Chopra, Advocate**

versus

NATIONAL HIGHWAY AUTHORITY OF INDIA.....Respondent

Through: **Mr. Ankur Mittal, Mr. Abhay Gupta
and Mr. Ashish Gajwani Advocates**

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

24.01.2025

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I.A. 1912/2025 (Exemption)

Allowed, subject to all just exceptions.

O.M.P.(MISC.)(COMM.) 74/2025

1. This Petition under Section 29A(4) and (5) 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 Arbitral Tribunal was appointed on 03.12.2018. It is stated that the last of the mandate of the Arbitral Tribunal was extended by this Court vide Order dated 04.03.2024 for a period up to 31.12.2024. The mandate of the Arbitral Tribunal has expired on 31.12.2024.

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 facts of the present case, this Court is inclined to extend the mandate of the Arbitral Tribunal for a period of one year i.e., upto 31.12.2025, so that the award can be pronounced.

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

SUBRAMONIUM PRASAD, J

JANUARY 24, 2025

S. Zakir