NHAI vs. Roshan Lal & others

OMP(M) No. 205 of 2024

06.11.2026 **Present:** Ms. Shreya Chauhan, Advocate, for the appellant.

Mr. Yuyutsu Singh Thakur, Advocate, for respondent No.1.

OMP(M) No. 205 of 2024

As per report of the Registry, notice issued to respondent No. 2 stands duly served. Today, none has put in appearance on his behalf. Consequently, respondent No. 2 is ordered to be proceeded against *ex-parte*.

The instant application has been filed for condonation of delay in filing the appeal.

It has been stated in the application that the impugned judgment was passed by the learned District Judge, Mandi on 18.11.2023, certified copy was applied on 12.12.2023 and delivered on 15.01.2024. The disposal of the case was not within the knowledge of the applicant as it was never communicated by the earlier counsel.

Earlier also due to inefficiency of the previous law firm, 362 cases pending in District Bilaspur were withdrawn from M/s M.V.Kini & Co and were allotted to M/s Nishaank Mattoo and Associates vide letter dated 20.09.2023.

On closing of the financial year 2024–2025, when the applicant inquired from the firm about the status of pending matters, it is only then the applicant came to know about the disposal of the objection petition. Thereafter, steps were immediately taken to obtain the relevant records and prefer the present appeal.

Learned counsel for the non-applicant/ respondent No.1 has no objection in case the present application is allowed.

Consequently, in view of the averments made in the application, which is duly supported by an affidavit and keeping in view the fact that learned counsel for the non-applicant/respondent No.1 has no objection, the delay in filing the appeal is condoned and the application is allowed.

The application stands disposed of.

Arbitration Appeal No. _____ of 2026

(ARBST No. 31323/2026)

Appeal be registered.

Heard.

Admit.

Issue post admission notice to respondent Nos.2(a) to 2(e) returnable within four weeks, on taking steps within three days.

Learned counsel for the appellant is directed to supply the complete paper-book to learned counsel for respondent No.1 during the course of the day.

OMP No. _____ of 2026
(OMPST No. 33828/2024)

Be registered.

Subject to deposit of entire awarded amount alongwith up-to-date interest by the applicant/appellant, execution, implementation and operation of impugned award dated 09.07.2018, passed by learned Arbitrator and judgment dated 18.11.2023, passed by learned District Judge, Mandi, H.P. in CIS Registration No. 56 of 2014, shall remain stayed during the pendency of appeal. Needful be done within eight weeks from today.

Application stands disposed of.

(Romesh Verma)
Judge

November 06, 2026 (Nisha)