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

+ **FAO(OS) (COMM) 46/2026 CM APPL. 14161/2026**

MS TRG INDUSTRIES PRIVATE LIMITEDAppellant

Through: Mr. Akshkrit Tiwari, Mr. Aman
Kumar and Mr. Abhinav Akash,
Advs.

versus

**DIRECTORATE OF CIVIL AVIATION GOVERNMENT OF
UTTAR PRADESH & ANR.**Respondents

Through: Mr. R.P Agrawal with Mr. Chandan
Kumar Jha, Adv.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **12.03.2026**

1. We have heard learned counsel for the parties for sometime.
2. The learned counsel for the appellant submits that as the bank guarantees have been invoked, he shall withdraw the present appeal to enable the appellant amend the claim petition before the learned Arbitrator and also, file an application under Section 17 of the Act for an appropriate relief. His plea is any observation made by the learned Single Judge in the order dated 26.02.2026 and by this Court in the order dated 28.02.2026 must not come in the way of the appellant filing the application for seeking amendment of the claim petition.
3. Suffice to state that if any application is filed seeking amendment of the claim petition, the same shall be decided by the learned Arbitrator without being influenced by the observation made by the learned Single



Judge and by this Court on 28.02.2026 but the decision shall be in accordance with law.

4. The appeal is dismissed as withdrawn. Pending application is disposed of.

V. KAMESWAR RAO, J

MANMEET PRITAM SINGH ARORA, J

MARCH 12, 2026/msh