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

+ **O.M.P.(I) (COMM.) 87/2026**

DEVYANI INTERNATIONAL LIMITEDPetitioner

Through: Mr. Ashish Mohan, Senior Advocate along with Mr. Satish Rai, Mr. Aditya Ganju, Mr. Lakshay Agarwal, Ms. Shatakshi Sharma, Mr. Charis Yadav and Mr. Gulshan Kumar Maurya, Advocates.

versus

PAICHMUTHU PANDARA THEVAR PROPRIETOR OF MS BALAJI CATERERS & ANR.Respondents

Through: Appearance not given.

CORAM:

HON'BLE MR. JUSTICE HARISH VAIDYANATHAN SHANKAR

ORDER

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16.03.2026

I.A. 6556/2026 (b/o Petr. U/order XXXIX rule 2A for Disobedience of the order dated 10.03.2026)

I.A. 6557/2026 (for direction)

1. The captioned Petition, under Section 9 of the Arbitration and Conciliation Act, 1996 [**“Act”**], came to be disposed of *vide* Order dated 10.03.2026, with the direction that the Termination Notice dated 06.03.2026 shall stand interdicted till such time the learned Arbitrator, appointed to adjudicate the disputes in the present matter, takes up the application under Section 17 of the Act.

2. The Application being I.A. 6556/2026, under Order XXXIX Rule 2A of the Civil Procedure Code, 1908, has been filed seeking the following reliefs:



“ ...

- a. Direct that the Respondent, Paichmuthu Pandara Thevar, Proprietor of M/s Balaji Caterers, having willfully disobeyed the order dated 10.03.2026 passed by this Hon'ble Court, be detained in civil prison in accordance with the provisions of Order XXXIX Rule 2A of the Code of Civil Procedure, 1908;
- b. Order attachment of the properties standing in the name of the Respondent, whether movable or immovable;
- c. Direct the attachment of the following bank accounts of the Respondent or any other bank account or property belonging to the Respondent;
 - a. Beneficiary Account No. 122205002172, Beneficiary Name BALAJI CATERERS, Branch at 1st Floor, Ganesh Darshan Building, LT Road, Borivalli West, Mumbai-400092, IFSC Code ICIC0001222, Bank Name ICICI Bank;
 - b. Beneficiary Account No. 122205002169, Beneficiary Name BALAJI CATERERS, Branch at 1st Floor, Ganesh Darshan Building, LT Road, Borivalli West, Mumbai-400092, IFSC Code ICIC0001222, Bank Name ICICI Bank;
 - c. Beneficiary Account No. 122205002170, Beneficiary Name BALAJI CATERERS, Branch at 1st Floor, Ganesh Darshan Building, LT Road, Borivalli West, Mumbai-400092, IFSC Code ICIC0001222, Bank Name ICICI Bank.

...”

3. The Application being I.A. 6557/2026, under Section 151 of the Civil Procedure Code, 1908 read with Section 9 of the Act, has also been preferred, ostensibly on the grounds that the Respondents is apparently not complying with the Order dated 10.03.2026.

4. Learned counsel appearing on behalf of the Respondents, on advance notice and on instructions, makes a categorical statement that there will be no interference in the operation of the business being carried out in the sub-licenced premises.

5. This Court takes the statement of the learned counsel on record and binds the Respondent to the same, the learned Arbitrator is also requested to take up the Application under Section 17 of the Act as expeditiously as possible.



6. In view of the statement of the learned counsel for the Respondents, the present applications stand disposed of.

HARISH VAIDYANATHAN SHANKAR, J.
MARCH 16, 2026/nd/va