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

+ **ARB.P. 597/2026 & I.A. 9233/2026**

SATYA PARKASH AND BROTHERS PRIVATE LIMITED

.....Petitioner

Through: Mr. Aseem Mehrotra and Ms.
Deeksha Mehrotra, Advs.

versus

PUBLIC WORKS DEPARTMENT

.....Respondent

Through: Mr. Shiven Varma, Adv.

CORAM:

HON'BLE MR. JUSTICE AVNEESH JHINGAN

ORDER

04.05.2026

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1. The present petition is filed under Section 11 of the Arbitration and Conciliation Act, 1996 (for short 'the Act') for appointment of an arbitrator.
2. The brief facts are that the petitioner was the successful bidder in the tender invited by the respondent for "Strengthening of SA Road from Outer Ring Road to MB Road T-Point (RD-0 to RD 5460)" and was awarded the work contract by the respondent vide work order dated 04.03.2017. Disputes arose between the parties to the *lis*. The petitioner invoked the dispute resolution mechanism under Clause 25 of the General Conditions of Contract and an arbitrator was appointed, who passed an award dated 21.05.2020. The said award was challenged by the respondent under Section 34 of the Act and was set aside on technical grounds. Thereafter, the petitioner issued notice under Section 11(6) of the Act seeking appointment



of an arbitrator, however, no arbitrator was appointed. On failure to do the needful, the present petition was filed.

3. Learned counsel for the respondents on instructions has no objection for referring the matter to arbitration.

4. Accordingly, the petition is allowed by appointing Mr. Najmi Waziri, High Court Judge (Retd.) (Mobile No.: 9810097311), with the consent of the parties, as the sole arbitrator for adjudication of the disputes which have arisen between the parties.

5. The fees of the learned Arbitrator will be governed by Schedule IV of the Act. Before entering upon reference, the learned Arbitrator will comply with Section 12 of the Act.

6. It is made clear that since this Court has not expressed any opinion on the merits of the rival claims of the parties, it will be open for the parties to file their respective claims/counter claims before the learned Arbitrator which will be considered in accordance with law.

7. A copy of this order be forwarded to the learned Arbitrator for information.

AVNEESH JHINGAN, J

MAY 4, 2026/Pa