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

+ W.P.(C) 8842/2019, CM APPL. 36523/2019, CM APPL. 55134/2019
& CM APPL. 13945/2025

ANTONY ROAD TRANSPORT SOLUTIONS
PVT. LTD.

.....Petitioner

Through: Mr. Sushil Dutt Salwan, Senior
Advocate with Mr. Arjun Garg,
Advocate.

versus

GOVERNMENT OF NCT OF DELHI AND
ORS.

.....Respondents

Through: Mr. Sameer Vashisht, standing
counsel for GNCTD with Mr. Swapan
Singhal, Advocate (through VC).
Ms. Vaishali Gupta, panel counsel for
GNCTD with Mr. Kartik Sharma,
Advocate.
Mr. Arun K. Sharma and Mr. Amiet
Andlay, Advocates for DTIDC.

19.

+ W.P.(C) 10343/2019 & CM APPL. 42734/2019

INDRAPRASTHA LOGISTICS PRIVAT
LIMITED

.....Petitioner

Through: Mr. Naman Jain, Advocate.

versus

GOVERNMENT OF NCT OF DELHI AND
ANR.

.....Respondents

Through: Mr. Sameer Vashisht, standing
counsel for GNCTD with Mr. Swapan
Singhal, Advocate (through VC).



Ms. Vaishali Gupta, panel counsel for GNCTD with Mr. Kartik Sharma, Advocate.

Mr. Arun K. Sharma and Mr. Amiet Andlay, Advocates for DTIDC.

20.

+ W.P.(C) 8846/2019, CM APPL. 36529/2019 & CM APPL. 54929/2019

METRO TRANSIT PVT. LTD.Petitioner

Through: Mr. Sushil Dutt Salwan, Senior Advocate with Mr. Arjun Garg, Advocate.

versus

GOVERNMENT OF NCT OF DELHI AND ORS.

.....Respondents

Through: Mr. Sameer Vashisht, standing counsel for GNCTD with Mr. Swapan Singhal, Advocate (through VC).
Mr. Arun K. Sharma and Mr. Amiet Andlay, Advocates for DTIDC.

21.

+ W.P.(C) 8850/2019, CM APPL. 36536/2019, CM APPL. 55136/2019 & CM APPL. 13935/2025

GOVERDHAN TRANSPORT CO. PVT. LTD.Petitioner

Through: Mr. Sushil Dutt Salwan, Senior Advocate with Mr. Arjun Garg, Advocate.

versus

GOVERNMENT OF NCT OF DELHI AND ORS.Respondents

Through: Mr. Sameer Vashisht, standing counsel for GNCTD with Mr. Swapan Singhal, Advocate (through VC).
Mr. Arun K. Sharma and Mr. Amiet



Andlay, Advocates for DTIDC.

22.

+ W.P.(C) 9438/2019 & CM APPL. 38825/2019

A. B GRAIN SPIRITS PVT. LTD. AND ANR.Petitioners

Through: Mr. Tanmay Mehta, Mr. Ankit Virmani and Ms. Malvikaa Arya, Advocates.

versus

GOVERNMENT OF NCT OF DELHI DEPARTMENT OF TRANSPORT AND ANR.Respondents

Through: Mr. Sameer Vashisht, standing counsel for GNCTD with Mr. Swapan Singhal, Advocate (through VC). Mr. Arun K. Sharma and Mr. Amiet Andlay, Advocates for DTIDC.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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19.01.2026

CM APPL. 13945/2025 in W.P.(C) 8842/2019

CM APPL. 55136/2019 in W.P.(C) 8850/2019

1. These applications have been filed on behalf of the petitioners seeking
2. release of amount of Rs.68,35,251/- deposited by the respondents before the Registry of this Court in terms of the order passed on 11th February, 2025.
3. It is the case of the petitioners that in terms of the Concession Agreement, an entry fee of Rs.60/- per bus per entry was payable, which was unilaterally increased by the respondents to Rs.125 per bus per entry.
4. By an interim order dated 14th October, 2019, this Court had directed



that only the amounts stipulated in the Concession Agreement shall be deducted from the bills of the petitioners, *i.e.* that the petitioners would be liable to pay entry fees at the rate of Rs.60 per bus per entry.

5. In the order passed on 16th January, 2025, it was noted that the respondent no.2 has carried out the process of verification of the amounts.

6. Mr. Sameer Vashisht and Mr. Amiet Andlay, counsel appearing on behalf of the respondents, submit that there are ongoing arbitration proceedings between the petitioner and the respondents in terms of which counter claims have been raised by the respondents on the petitioner.

7. In view of the above, without prejudice to the rights and contentions of the parties in the arbitration proceedings, the Registry of this Court is directed to release the amounts deposited by the respondents in favour of the petitioners along with accrued interest, if any.

8. The applications stand disposed of accordingly.

W.P.(C) 8842/2019, W.P.(C) 10343/2019, W.P.(C) 8846/2019, W.P.(C) 8850/2019 & W.P.(C) 9438/2019

9. In light of the order passed above, the only outstanding issue is with regard to the legality of the GST levied by the respondents on the petitioners.

10. Mr. Sushil Dutt Salwan, senior counsel appearing on behalf of the petitioner in W.P.(C) 8842/2019, W.P.(C) 8846/2019 and W.P.(C) 8850/2019, submits that the issue with regard to levy of GST on parking charges which would also include 'Adda Fees/Entry Charges' is pending adjudication before the Division Bench of this Court.

11. *Per contra*, counsel for the respondents disputes the aforesaid submission. It is further submitted that the issue of GST can be raised by the



petitioners in the ongoing arbitration proceedings.

12. Be that as it may, I am not inclined to adjudicate the issue relating to GST in the present proceedings.

13. Liberty is given to the petitioners to file a fresh writ petition in the event the petitioners succeed in the issue with regard to GST which is stated to be pending adjudication before the Division Bench.

13.1. Alternatively, liberty is also given to the parties to approach the Arbitral Tribunal in this regard.

14. The writ petitions stand disposed of with the aforesaid directions.

AMIT BANSAL, J

JANUARY 19, 2026

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