$~6

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

\# **CNR No. DLHC011103842025**

\+ FAO (COMM) 115/2026

M/S HABUN SURGICALS (PROPRIETORSHIP)
THROUGH ITS PROPRIETOR MR. TAFZUL ALI.....Appellant
Through: Mr. Siddhant Upmanyu, Advocate.

versus

M/S ALLIANCE IMPEX .....Respondent
Through: None.

CORAM:
HON'BLE MS. JUSTICE JYOTI SINGH
HON'BLE MR. JUSTICE GURVINDER PAL SINGH

O R D E R

% 29.10.2026

CM APPL. 26120/2026 *(Condonation of Delay)*

1. This application is filed on behalf of the Appellant seeking condonation of delay of 200 days in re-filing the appeal.

2. For the reasons stated in the application, the same is allowed. Delay of 200 days in re-filing the appeal is condoned.

3. Application stands disposed of.

FAO (COMM) 115/2026 and **CM APPL. 26119/2026** *(Stay)*

4. This appeal is filed on behalf of the Appellant under Section 37(1)(c) of the Arbitration and Conciliation Act, 1996 ('1996 Act') laying challenge to order dated 23.07.2025 passed by the learned District Judge (Commercial Court)-09, Central District, Tis Hazari Courts, Delhi in OMP(COMM) 159/2023, whereby the objection petition filed by the Appellant under

This is a digitally signed order.
The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.
The Order is downloaded from the DHC Server on 02/11/2026 at 11:20:13

Section 34 of 1996 Act has been dismissed for non-compliance with Section 19 of the Micro, Small and Medium Enterprises Development Act, 2006.

5. During the pendency of the present appeal, parties have amicably settled their *inter se* disputes before the Delhi High Court Mediation and Conciliation Centre and executed and signed Settlement Agreement dated 23.07.2026, incorporating the terms of settlement. Parties have agreed that Appellant shall pay a sum of Rs. 20,00,000/- to the Respondent towards full and final settlement of its dues arising from arbitral award dated 25.08.2023 in instalments as mentioned in Paragraph 11(D) of the agreement. This amount is inclusive of sum of Rs. 3,50,000/- which stands deposited before the District Court. The last instalment is payable upto 15.01.2027.

6. Court has perused the terms of settlement and finds the same to be lawful. Accordingly, the settlement is taken on record and accepted.

7. The appeal stands disposed of in terms of the settlement between the parties, taking on record that a sum of Rs. 11,00,000/- has already been received by the Respondent which includes Rs. 3,50,000/-, which Respondent has withdrawn from the District Court. Needless to state that the settlement agreement shall form part of this order and bind the parties thereto. Pending application also stands disposed of.

JYOTI SINGH, J

GURVINDER PAL SINGH, J

OCTOBER 29, 2026/HS

This is a digitally signed order.
The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.
The Order is downloaded from the DHC Server on 02/11/2026 at 11:20:13