IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Arbitration Case No.948 of 2024
Date of decision: 31.12.2024

M/s. KDN Infrastructure Pvt. Ltd. ...Petitioner.

Versus

State of H.P. & Anr. ...Respondents.

Coram:
Ms. Justice Jyotsna Rewal Dua, Judge.
Whether approved for reporting?[1]

For the petitioner : Mr. Suneet Goel, Senior Advocate with Mr. Vishwas Kaushal, Advocate.

For the respondents : Mr. Dalip K. Sharma, Additional Advocate General.

Jyotsna Rewal Dua, Judge

The petitioner is the claimant before the learned Arbitrator. This petition, moved under Section 29-A of the Arbitration & Conciliation Act, 1996, seeks an extension of time for the completion of arbitral proceedings by six months with effect from 23.12.2024.

2. In respect of the dispute between the parties, the Superintending Engineer, Arbitration Circle, HPPWD, Solan, was appointed as the Sole Arbitrator. The Arbitrator entered upon the reference in November 2022. Learned counsel for the petitioner submitted that the arbitral proceedings are at the final stages. The cross-examination of the respondents'

[1] ***Whether reporters of Local Papers may be allowed to see the judgment? Yes***

High Court of H.P.

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witnesses is complete, and the matter is now fixed for arguments on 10.03.2025.

3. Learned Additional Advocate General, appearing for the respondents, has placed on record an instruction memo dated 31.12.2024 from the Executive Engineer, Jal Shakti Division No.1, Shimla. In the said memo, the respondents have conveyed their no objection to the extension of time for the completion of arbitral proceedings by three months.

4. Taking note of the above, the present petition is allowed. Considering that the matter is at the stage of arguments, the period for completion of arbitral proceedings, including the passing of the final award, is extended by four months with effect from 23.12.2024. The parties are directed to apprise the learned Arbitrator of this order to enable him to prepone the date of hearing.

The petition stands disposed of in the above terms, so also the pending miscellaneous application(s), if any.

Jyotsna Rewal Dua
Judge

31th December, 2024
(Pardeep)

High Court of H.P.

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