

OMP (M) No. 23 of 2020

23.3.2021

Present: Mr.Desh Raj Thakur, Additional Advocate General for the applicant/objector.

Mr.Atul Jhingan, Advocate, for the respondent/claimant.

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This application has been filed for condonation of delay of 21 days in filing objections under Section 34 of Arbitration and Conciliation Act, 1996.

The application has been vehemently opposed on behalf of respondent, on the ground that delay in filing the objections has not been properly explained.

In paras 3 to 7 of the application, details of movement of file through various Officers/Officials and offices have been narrated in details, which indicate that despite due diligence the objections could not be filed within 90 days, but have been filed after 21 days delay, which is within the extended period of limitation of 30 days as provided under the Act, for which sufficient cause stands explained in the application. Therefore, the delay in filing the objections is condoned. The objections be registered.

The application stands disposed of.

OMP No..... of 2021 (OMPST No. 27930 of 2020)

Heard. Allowed. The delay in re-filing the objection after removing objections is condoned.

The application stands disposed of.

Arb. Case No..... of 2021 (Arb. Case No. 10948 of 2020)

Copy of petition along with application for stay be supplied to learned counsel for the respondent.

Response to the petition be filed within three weeks. Rejoinder thereto within three weeks, thereafter.

List after six weeks.

OMP No. of 2021 (OMPST No. 10897 of 2020)

Heard. During pendency of objection petition, execution and operation of impugned award dated 2.11.2019 passed in Arbitration Case No. 22 of 2019, shall remain stayed during pendency of objection petition, subject to deposit of entire awarded amount/balance amount, if not already deposited, in the Registry of this Court, within four weeks from today. Alteration/modification/vacation on motion.

The application stands disposed of.

Dasti copy on usual terms.

**(Vivek Singh Thakur),
Judge.**

23rd March, 2021
(Keshav)