

OMP (I) (COMM.) No. 57/26
TATA CAPITAL LTD Vs. NAVEEN SHARMA

24.04.2026

Present: Sh. Rajesh Kumar, Counsel for the Petitioner.
Sh. Praveen Thukral, Counsel for the Respondent
alongwith Respondent. (*through VC*)

1. Matter is today fixed for report of settlement from Mediation Cell, failing which for further proceedings.

2. It is stated that mediation has failed.

3. Counsel for petitioner submits that the petitioner shall go ahead with process of appointment of arbitrator. He further submits that inadvertently there is mention of initiation of proceedings to appoint the arbitrator but till date no such proceeding has been initiated. He, however, request for extension of time for execution of order dated 08.01.2026.

4. Heard. The interim order passed on 08.01.2026 shall continue till the petitioner appoints an Arbitrator and Arbitrator enters upon the reference. The Arbitrator shall be nominated at the earliest by the petitioner but not later than the period of 30 days from today and the order dated 08.01.2026 shall remain in force for 30 days or till the appointment of arbitrator whichever is earlier, as per law.

5. It is clarified that none of the observation made in the order dated 08.01.2026 or the order passed today shall have effect on the merits of the case which in any event be evaluated independently by the Arbitrator on merits and on touchstone of the evidence which may be adduced by the parties before the Ld. Arbitrator.

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6. The petition under Section 9 of the Arbitration and Conciliation Act filed on behalf of the petitioner is disposed off accordingly.

7. **File be consigned to Record Room after due compliance.**

(Devendra Kumar Sharma)
District Judge (Commercial Court-03)
Central/ THC/ Delhi
24.04.2026