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

+ **CONT.CAS(C) 362/2025**

M/S WAVE INFRATECH PVT LTDPetitioner

Through: Mr. Rajiv Garg and Mr. Ashish
Garg, Advs.

versus

**MR. VIVEK KUMAR SINGH, PARTNER M/S ALERT
ENTERTAINMENT & ANR.**Respondent

Through: Mr. Akshat Srivastava, Adv.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

22.05.2025

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1. Pursuant to the previous order dated 10th March 2025, Mr. Akshat Srivastava, Counsel, appears and states that he has no instructions from the respondents.

2. Though, he was their counsel at the stage of **O.M.P.(I)(COMM.) 14/2024**, in which, order of 29th October 2024, was passed, recording the undertaking of Mr. Srivastava, on behalf of the respondents as under:

3. Mr. Srivastava, learned counsel states that the respondent is ready and willing to make the payment of the lease rental.

4. The arrears of lease rental will be cleared by way of a demand draft in favour of the petitioner within 6 weeks from the date of the learned Arbitrator entering reference.

5. All other dues will be raised by the petitioner by way of an application under Section 17 of the Arbitration and Conciliation Act, 1996

which shall be adjudicated by the learned Arbitrator in accordance with law.



3. Mr. Akshat Srivastava, seeks some time to take instructions since he has not even filed his *vakalatnama*, yet.
4. If Mr. Akshat Srivastava, Counsel, is engaged in this matter by the respondents, he shall take instructions and issue a written communication to Mr. Rajiv Garg, Counsel for the petitioner, within a period of two weeks.
5. On the next date of hearing, Mr. Vivek Kumar Singh/respondent No.1 shall be present in Court.
6. It is made clear that since an undertaking had been given on 29th October 2024, there is no reason why the same shall not be complied with.
7. Further proceedings in contempt will be undertaken against the respondents, if the undertaking is not complied with, before the next date of hearing.
8. The pendency of this matter will not impede the arbitration proceedings.
9. The Arbitrator, needless to say, can pass any directions in accordance with law.
10. Reply may be filed, in the meantime.
11. List on 21st August 2025.
12. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MAY 22, 2025/MK/kp