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

CNR No. DLHC010285332020

+ EX.P. 57/2020, EX.APPL.(OS) 958/2021, EX.APPL.(OS) 1050/2023, EX.APPL.(OS) 511/2024, EX.APPL.(OS) 42/2026, EX.APPL.(OS) 43/2026, EX.APPL.(OS) 141/2026

ASHOK RAJENDRAPRASAD GUPTADecree Holder

Through: Mr. Anirudh Bakhru, Mr. Rishi Agrawala, Mr. Vikram Choudhary, Mr. Rajat Sinha and Mr. Alekshendra Sharma, Advs.

versus

SUDARSHAN KUMAR ARYA & ORS.

.....Judgement Debtors

Through: Mr. Rahat Bansal, Mr. Harsh Anand and Mr. Vashu Chaudhary, Advs. for JD-1 to 3. Mr. Ranjay N and Ms. Raunika Singh, Advs. for JD-4. Mr. Rizwan and Mr. Samarth Sharma, Advs. for JD-5.

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CNR No. DLHC010011932017

+ O.M.P.(I) 18/2017

ADITYA KUMAR ARYA & ANR.Petitioners

Through: Mr. Rizwan and Mr. Samarth Sharma, Advs. for P-2.

versus

SUDARSHAN KUMAR ARYA & ORS.Respondents

Through: Mr. Rahat Bansal, Mr. Harsh Anand and Mr. Vashu Chaudhary, Advs. for R-1 to 3. Mr. Ranjay N and Ms. Raunika Singh, Advs.

CORAM:

HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

ORDER

17.08.2026

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EX.P. 57/2020

1. In view of the practice directions dated 13.07.2026 issued by this Court, one last indulgence was granted for four weeks whereby the Decree Holder ought to deposit sufficient stamp duty on the award sought to be enforced.
2. The aforesaid time period has come to an end on 13.08.2026. Hence, no further indulgence can be granted.
3. It is trite that the aspect of stamp duty is a curable defect, however the defect shall be cured in accordance with the Indian Stamp Act, 1899¹. Section 33 of the Act imposes a duty to impound instruments bearing insufficient stamps.
4. Accordingly, the arbitral award dated 09.07.2014, along with the addendums dated 29.08.2014, 16.02.2015, 17.03.2015, 10.01.2016 and 11.09.2016, is liable to be impounded under Section 33 of the Act for the payment of sufficient stamp duty along with penalty, if any.
5. In view of the above, the Decree Holder is directed to furnish the original award before the Joint Registrar on the next date of hearing.
6. List before the Joint Registrar on 03.09.2026 for the needful.
7. List these matters before this Court only after satisfying on the aspect of stamp duty along with penalty, if any.

¹ As applicable in NCT of Delhi”; “Act” hereinafter



8. The Decree Holder shall also endeavour to register the award in accordance with the Registration Act of 1908 if it pertains to immoveable property.

I.A. 25557/2023 (Direction) in O.M.P.(I) 18/2017

9. List on 03.09.2026 before the Joint Registrar.

OM PRAKASH SHUKLA, J

AUGUST 17, 2026/gunn