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

ARB.P. 372/2026 & I.A. 5510/2026 (Ex. From filing original documents)

SURJIT AND SONS & ORS.Petitioners

Through: Dr. Amit George, Mr. Akshat Gupta, Mr. Shivam Pararshar & Mr. Vaibhav Gandhi, Advs.

versus

MES BUILDERS ASSOCIATION OF INDIARespondent

Through: Mr. Modassir H Khan, Adv. for R-1.

10

O.M.P. 3/2025, I.A. 14352/2025 (Stay), I.A. 14353/2025 (U/O VII Rule 14) & I.A. 14716/2025 (Seeking to place necessary additional facts and documents on record)

PRAVEEN MAHANAPetitioner

Through: Mr. Pradeep Chhindra, Mr. Parth Dhawan & Ms. Pratibha Rathi, Advs.

versus

KUMAR ASHOK & ORS.Respondents

Through: Mr. S.S. Ray, Sr. Adv. with Ms. Sheena Taqui & Ms. Akansha Saini, Advs. for R-1.
Mr. Manoj Kumar Singh, Adv. for R-2 & 3.

11

+ O.M.P.(I) 11/2025, I.A. 2941/2026 (For Impleadment of Parties) & I.A. 5576/2026 (Seeking placing of additional documents on record)

M/S RAMAPATI ENGINEERING SERVICES THROUGH



ER. ATUL PRASHARPetitioner
Through: Ms. Seema Singh, Adv.

versus

MILITARY ENGINEER SERVICES BUILDER
ASSOCIATION OF INDIA & ORS.Respondents

Through: Mr. Modassir H Khan, Adv. for
R-1. & 7.
Mr. Manoj Kumar Singh, Adv.
for R-2.
Mr. Anubhav Gupta, Panel
Counsel GNCTD with Mr.
Kartik Sharma, Adv. for R-3.
Mr. Pradeep Chhindra, Mr.
Parth Dhawan, Ms. Pratibha
Rathi, Advs. for newly
impleaded Respondents.

12

O.M.P.(I) 13/2025 & CCP(O) 95/2025 (Under Sections 11 & 12
of the Contempt of Court Act)

M/S LAIQ RAM VERMA & ANR.Petitioners

Through: Dr. Amit George, Mr. Akshat
Gupta, Mr. Shivam Pararshar &
Mr. Vaibhav Gandhi, Advs.

versus

EXECUTIVE BODY, DELHI BRANCH M.E.S. BUILDERS
ASSOCIATION OF INDIA & ORS.Respondents

Through: Ms. Sheena Taqui, Ms.
Akansha Saini, Advs. for R-1.
Mr. Pradeep Chhindra, Mr.
Parth Dhawan & Ms. Pratibha
Rathi, Advs. for R-3.
Ms. Shruti Kapur, Adv. for
Alleged Contemnors 1(b) to
1(f).
Mr. Modassir H Khan, Adv. for
R-4.



13

O.M.P.(I) 14/2025

M/S SHREE RAM BUILD TECH AND ANR.Petitioners

Through: Ms. Nistha Gupta, Adv.

versus

PRAVEEN MAHANA AND ORS.Respondents

Through: Mr. Pradeep Chhindra, Mr. Parth Dhawan & Ms. Pratibha Rathi, Advs. for R-1 to 3.
Ms. Sheena Taqui, Ms. Akansha Saini, Advs. for R-5.

14

O.M.P.(I) 15/2025, I.A. 2965/2026 (For U/O 1 Rule 10 CPC) & I.A. 2966/2026 (For Exemption)

M/S SURJIT AND SONS & ORS.Petitioners

Through: Dr. Amit George, Mr. Akshat Gupta, Mr. Shivam Pararshar & Mr. Vaibhav Gandhi, Advs.

versus

M/S BUILDERS ASSOCIATION OF INDIA & ORS.

....Respondents

Through: Mr. Modassir H Khan, Adv. for R-1.
Ms. Sheena Taqui, Ms. Akansha Saini, Advs. for R-3.

CORAM:

HON'BLE MR. JUSTICE HARISH VAIDYANATHAN SHANKAR

ORDER
15.04.2026

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1. Learned Senior counsel appearing for the Respondent No. 1 in O.M.P. 3/2025 has raised certain preliminary objections as to the maintainability of the present Petitions. He submits that the Arbitral Award that has been assailed before this Court is *void ab initio* since the relevant provision in the Memorandum of Articles of Association [“MoA”] of MES Builders Association of India does not constitute or qualify as an arbitration agreement within the meaning of the Act and therefore, the present Petitions are not maintainable.
2. List on 19.05.2026 for arguments on the preliminary objections raised by the Respondents.
3. The parties are also directed to ensure that their respective short written submission not exceeding three (03) pages each with a minimum font size of 12, line spacing 1.5 and page size A4 be filed at least 48 hours prior of the next date of hearing.

HARISH VAIDYANATHAN SHANKAR, J.
APRIL 15, 2026/ v/va/kv