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

+ ARB.P. 1813/2025

M/S A.K. CONSTRUCTION COMPANYPetitioner
Through: Ms. Amrita Panda, Advocate
versus

NATIONAL HIGHWAYS AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LIMITEDRespondent
Through: Mr. Avneesh Garg, Adv.

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+ O.M.P.(I) (COMM.) 337/2025 & I.A. 20288/2025, I.A. 24054/2025

M/S A. K. CONSTRUCTION COMPANYPetitioner
Through: Ms. Amrita Panda, Advocate
versus

NATIONAL HIGHWAYS AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LIMITEDRespondent
Through: Mr. Pradeep Kumar Verma, Advcaote
(M:9971733890)

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
16.01.2026

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1. Learned counsel appearing for the respondent-National Highways and Infrastructure Development Corporation Limited ("NHIDCL"), submits that the Conciliation Committee would be constituted within a period of two weeks. He further submits that the Conciliation Committee is not a permanent body with the respondent and is constituted on a case-to-case basis, with subject matter experts as its members.

2. He, thus, submits that since consent of the said experts has to be



taken, therefore, the exercise of constitution of Conciliation Committee has taken some time.

3. Learned counsel for the petitioner submits that the petitioner has been awaiting the appointment of an Arbitrator since the year 2025, and a long time has already lapsed. She submits that two tiers of the conciliation process have already failed and that the third-tier of conciliation process is also not likely to succeed.

4. This Court notes that directions have already been passed by this Court in terms of *Article 26* of the Engineering, Procurement and Construction Agreement dated 05th October, 2020, between the parties, with respect to following the dispute resolution procedure envisaged therein.

5. Therefore, this Court would not modify an order already passed by the Predecessor Bench of this Court.

6. This Court takes note of the submissions made by learned counsel for the respondent that Conciliation Committee shall be constituted within a period of two weeks.

7. Liberty is so granted.

8. Let proceedings before the Conciliation Committee be completed expeditiously, before the next date of hearing.

9. Interim order to continue.

10. Re-notify on 27th March, 2026.

MINI PUSHKARNA, J

JANUARY 16, 2026/au