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

+ ARB.P. 1938/2025, I.A. 1228/2026 & I.A. 1627/2026

CHHAPRA-HAJIPUR EXPRESSWAYS LIMITEDPetitioner

Through: Mr. Navin Kumar, Ms. Surbhi Agarwal, Ms. Rashmeet Kaur, Mr. Udit Kumar Chaturvedi and Ms. Aarti Mahto, Advs.

Mob: 9643052049

Email: induslegal.nk@gmail.com

versus

NATIONAL HIGHWAYS AUTHORITY OF INDIARespondent

Through: Mr. Santosh Kumar, Standing Counsel with Mr. Adithya Ramani, Adv. for R-1

Mob: 8527585997

Ms. Malvika Trivedi, Sr. Adv. with Mr. Karan Sharma and Mr. Shailendra Slaria, Advs. for applicant in I.A. 1627/2026 & 1819/2026

Mob: 8377922747

Email: shailendraslaria@gmail.com

Mr. J. Rajesh, Mr. Amaan Shreyas, Mr. Yashwardhan Aggarwal, Mr. Ali Abbas Masoodi and Mr. Manish Kumar, Advs. for impleader in I.A. 1228/2026 & 29880/2025

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+ O.M.P.(I) (COMM.) 333/2025, I.A. 29880/2025 & I.A. 1819/2026

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NATIONAL HIGHWAYS AUTHORITY OF INDIA & ORS.

.....Respondents

Through: Mr. Santosh Kumar, Standing
Counsel with Mr. Adithya Ramani,
Adv. for R-1
Mob: 8527585997
Ms. Malvika Trivedi, Sr. Adv. with
Mr. Karan Sharma and Mr.
Shailendra Slaria, Advs. for applicant
in I.A. 1627/2026 & 1819/2026
Mob: 8377922747
Email: shailendraslaria@gmail.com
Mr. J. Rajesh, Mr. Amaan Shreyas,
Mr. Yashwardhan Aggarwal, Mr. Ali
Abbas Masoodi and Mr. Manish
Kumar, Advs. for impleader in I.A.
1228/2026 & 29880/2025

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
27.03.2026

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1. Learned counsel appearing for the respondent-National Highways Authority of India ("NHAI") submits that reply on their behalf has been filed in *ARB.P. 1938/2025* and *O.M.P.(I) (COMM.) 333/2025*.
2. However, the same are not before this Court.
3. Accordingly, let steps be taken to have the replies placed on record.
4. Learned counsel appearing for the respondent-NHAI submits that in



their replies they have stated that they do not have any contractual relation with the petitioner herein, as applicant in *I.A. 1627/2026*, was substituted in the Concession Agreement dated 28th July, 2010.

5. However, learned counsel appearing for NHAI submits that since the petitioner has nominated Justice (Retd.), B.D. Ahmed, Former Chief Justice of Jammu and Kashmir High Court, as their Nominee Arbitrator, in terms of Clause 44.3 of the Concession Agreement dated 28th July, 2010, the respondent-NHAI has nominated Justice (Retd.) Sanjeev Khanna, former Chief Justice of India, as their Nominee Arbitrator.

6. However, it is submitted that said nomination has been done, without prejudice to the rights and contentions of NHAI.

7. At this stage, Ms. Malvika Trivedi, learned Senior Counsel appearing for the applicant in *I.A. 1627/2026*, submits that they have been substituted in the Concession Agreement and they also have certain claims against NHAI.

8. However, on pointed query by this Court, she informs the Court that the applicant in *I.A. 1627/2026*, has yet to invoke the Arbitration Clause.

9. This Court notes that two applications, being *I.A. 1627/2026* and *I.A. 1228/2026*, are pending before this Court for impleadment.

10. Learned counsel appearing for the petitioner submits that replies to the aforesaid applications have been filed. However, the same are not on record.

11. If the only objection of the Registry is with regard to delay in filing the respective replies filed on behalf of the petitioner, as well as the respondent, the said delay is condoned.

12. The petitioner as well as the respondent-NHAI, are granted liberty to



take up with the Registry and have their respective replies on record.

13. Learned counsel appearing for the petitioner seeks and is granted liberty to file rejoinder to the reply filed by NHAI.

14. Let the needful be done, before the next date of hearing.

15. Likewise, learned Senior Counsel appearing for the applicant in *I.A. 1627/2026*, as well as learned counsel appearing for the applicant in *I.A. 1228/2026*, submit that they may be allowed to file rejoinder to the replies, filed on behalf of the petitioner.

16. Liberty is so granted.

17. Let the needful be done by the applicants, before the next date of hearing.

18. NHAI is also granted liberty to file replies to *I.A. 1627/2026* & *I.A. 1228/2026*.

19. Let the needful be done, within a period of two weeks, from today.

20. Rejoinder thereto, if any, be filed within a period of one week, thereafter.

21. List for consideration on 06th May, 2026.

MINI PUSHKARNA, J

MARCH 27, 2026/SK