

GAHC040007962025



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(ITANAGAR BENCH)

Case No. : Arb.P./4/2025

SRK-TK(JV)

a joint venture M/s SRK Construction and Projects Private Limited, 6-3-665, Flat No.501, Lumbini Enclave, Panjagutta, Hyderabad 500082 and TK Engineering Consortium Pvt Ltd, Model Village, Naharlagun, Arunachal Pradesh 791110 with the Joint Venture having its registered office at Model village, Naharlagun, PO and PS Naharlagun, Papum Pare District, Arunachal Pradesh and represented by the constituted power of attorney holder Shri Tara Tech, Son of Late Tech Kerap and Working as Director, TK Engineering Consortium Pvt Ltd, Model Village Naharlagun, Papum Pare District, Arunachal Pradesh 791110

VERSUS

The Chief Engineer(Highways) and 3 Ors
PWD, Arunachal Pradesh, Itanagar 791111 2:The Chief Engineer
Zone V
Age: 0
Occupation :
Ministry of Road Transport and Highways
1 Parliament Street
Transport Bhawan
New Delhi 110001

3:The Regional Officer
Age: 0
Occupation :
MORT and H Itanagar
House No.522
Milan Nagar (Gutlung) Tezpur
Assam 784001

4:The Executive Engineer
Age: 0
Occupation :

Naharlagun HW Division
PWD
Arunachal Pradesh
Nirjuli 79111

Advocate for the Petitioner : Bomyom Ori, Tame Rimi, J Likha, I M Singha, B Pathak

Advocate for the Respondent : Rintu Saikia, DSGI, Marto Kato, SC(Highway)

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date : 26.05.2025

Heard Mr. B. Pathak, learned counsel for the petitioner. Also heard Mr. R. Saikia, learned counsel for the respondent Nos. 1 and 4; and Mr. N. Sora, learned counsel for the respondent Nos. 2 and 3.

2. This petition, under Section 23-A (4)&(5) of the Arbitration and Conciliation Act, 1966, is preferred by the petitioner, namely, SRK-TK(JV) seeking extension of the mandate of the appointed Arbitral Tribunal comprising of Justice V.N. Khare, Former Chief Justice of India, Justice B.K. Sarma, former Judge, Gauhati High Court and Sri Shambhu Singh, former AS&FA, MoRTH, in respect of Arbitration Case No. 3/2022.

3. Mr. Pathak, learned counsel for the petitioner submits that the mandate of the appointed Arbitral Tribunal comprising of Justice V.N. Khare, Former Chief Justice of India, Justice B.K. Sarma, former Judge, Gauhati High Court and Sri Shambhu Singh, former AS&FA, MoRTH, in respect of Arbitration Case No. 3/2022, expired on 23.05.2025, and the same is required to be extended for another one year.

4. Mr. Saikia, learned counsel for the respondent Nos. 1 and 4 submits that at

this stage, notice may be issued as he has to obtain instruction in this regard.

5. Taking note of the submissions of learned counsel for both the parties, let notice be issued to the respondents returnable in six weeks.

6. As all the respondents are being represented by their respective counsel, no formal notice is required to be issued to them. However, extra copies of the petition be furnished to them during the course of the day.

7. List the matter after six weeks.

JUDGE

Comparing Assistant