



WEB COPY

CMP No. 6534 of 2026 Arb. Appeal SR No.21356 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-04-2026

CORAM

THE HON'BLE MR JUSTICE P. VELMURUGAN

AND

THE HON'BLE MRS.JUSTICE K. GOVINDARAJAN THILAKAVADI

**CMP No. 6534 of 2026 and
Arb. Appeal SR No.21356 of 2026**

The Project Director/The Deputy General Manager
(Tech)
National Highways Authority of India
Sri Tower, 3rd Floor
CP-34 (SP) Industrial Estates
Guindy, Chennai 600032.
Presently
272A, Dr.Selvi Jayakumar Street
GG Nagar, Nerkundram, Chennai 600 107

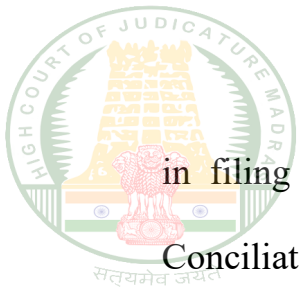
..Appellant(s)

Vs

1. P.Saraswathi
W/o Munirathanam
No.81, AP Plot,
Anna Nagar, West Extension
Chennai 601 101
2. The Arbitrator and District Collector
District Collectorate, Tiruvallur
3. The Competent Authority/
The Special District Revenue Office (LA)
NH-205
Tiruvallur

..Respondent(s)

Prayer in CMP No. 6534 of 2026: Civil Miscellaneous Petition filed
under Section 5 of the Limitation Act, to condone the delay of about 2280 days



in filing the accompanying appeal under section 37 of the Arbitration and Conciliation Act, 1996 in SR.No.21356 of 2026 in OP.No.12 of 2016 on the file of the Principal District Judge, Tiruvallur.

Prayer in Arb. Appeal SR No.21356 of 2026: Arbitration Appeal filed under Section 37 of the Arbitration and Conciliation Act, 1996 to set aside the order made in Arbitration O.P.No.12 of 2016 dated 18.07.2019 on the file of the Principal District Judge, Thiruvallur.

For Appellant(s): Mr. Su.Srinivasan

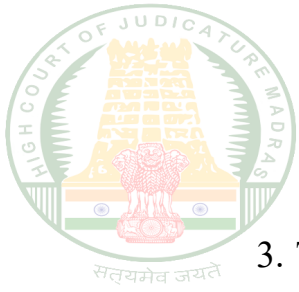
For Respondent(s): Mr. C.S.Jeya Prakaash
for R1
Mr. P. Gurunathan, AGP for R2 and R3

ORDER

(Order of the Court was made by P.Velmurugan J.)

This Civil Miscellaneous Petition has been filed to condone the delay of 2280 days in filing the appeal under Section 37 of the Arbitration and Conciliation Act, 1996.

2. It is seen that the award was passed in the year 2012. The E.P. was filed in November 2021 and the notice of the E.P. was served in the year 2022 itself. However, this appeal was filed only in the year 2026. This Court is not satisfied with the reasons provided to condone such an enormous delay.



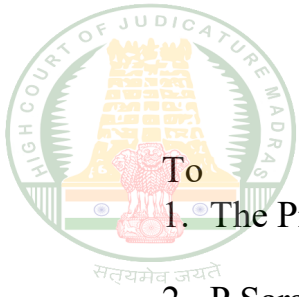
3. The learned counsel for the 1st respondent opposed the condonation of delay by relying on the decisions of the Hon'ble Supreme Court in *N.V.International Vs. State of Assam* reported in (2020) 2 SCC 109 and *Government of Maharashtra (Water Resources Department) represented by Executive Engineer Vs. Borse Brothers Engineers and Contractors Private Limited* reported in (2021) 6 SCC 460 and submitted that the delay beyond the statutory period mentioned in the Arbitration Act is not permissible.

4. In view of the above, this Court is not inclined to condone the delay.

5. Accordingly, this Civil Miscellaneous Petition is dismissed. Consequently, the Arbitration Appeal in Arb. Appeal SR No. 21356 of 2026 is rejected at the SR stage itself.

(P.V.,J.) (K.G.T.,J.)
22-04-2026

KSA-2



To

1. The Principal District Judge, Tiruvallur.

2. P.Saraswathi

W/o Munirathanam

No.81, AP Plot,

Anna Nagar

West Extension

Chennai 601 101

3. The Arbitrator and District Collector

District Collectorate

Tiruvallur

4. The Competent Authority/

The Special District Revenue Office (LA)

NH-205

Tiruvallur



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**P.VELMURUGAN, J.
AND
K.GOVINDARAJAN THILAKAVADI, J.**

KSA-2

**CMP No. 6534 of 2026 in
Arb. Appeal SR No.21356 of 2026**

22-04-2026