

Item No. S-5

Surinder Sharma vs. H.P. Micro Small Enterprises Facilitation Council & Anr.
Arb. A. No. 369 of 2026

21.07.2026 **Present:** Ms. Madhurika Sekhon, Advocate, for the appellant.

Inter alia contends that against the order dated 21.08.2024 passed in Reference No. 21/2024, a petition had initially been filed on 17.12.2024 under Article 227 of the Constitution of India before a learned Single Judge of this Court, which was dismissed on 01.07.2025 by relegating the petitioner to avail such remedies available to him under the law.

Accordingly, an application for condonation of delay had been filed under Section 34 of the Arbitration and Conciliation Act (for short the 'Act') before the learned Single Judge on 14.08.2025. The learned Single Judge had accepted that Section 14 of the Limitation Act has to be applied qua the period spent in prosecuting the first litigation keeping in view the provisions of Section 34(3) of the Act wherein the maximum period which can be condoned is 30 days beyond the initial 90 days, however, he dismissed the application for condoning the delay as it has been filed after 120 days.

Issue notice to respondent No. 2, returnable for **09.09.2026**, on taking steps within one week.

(G. S. Sandhawalia)
Chief Justice

(Bipin C. Negi)
Judge

21st July, 2026_(sanjeev)