

NHAI vs. Sada Ram

OMP (M) No. 246/2024

7.5.2026

Present: Ms. Sneh Bhimta, Advocate, vice counsel for the applicant.

Ms. Kiran Sharma, Advocate, vice counsel for respondents No. 1 and 2.

OMP No. /2026

Be registered. The application is allowed with a direction to the applicant to file English translation of Annexure A-1 as and when directed to do so. Application stands disposed of.

OMP No. 328/2026

The instant application has been filed for deletion of name of respondent No.3, Geeta Devi, from array of the parties on the ground that she has died on 5.2.2023 and her legal representative i.e. respondent No.2, Sukh Ram being her son, is already on record. Relevant legal heir certificate has been appended with the application as Annexure A-1.

For the reasons stated in the application, which is duly supported by an affidavit, the application is allowed and consequently, name of deceased No.3 is ordered to be deleted from array of the parties subject to all just exceptions. Learned counsel for the applicant undertakes to file amended memo of parties within a period of ten days. Registry is directed to carry out necessary correction. Application stands disposed of.

OMP (M) No. 246/2024

The present application has been filed for condonation of delay in filing the main appeal. It has been averred in the application that even though copy of the impugned judgment, dated 20.1.2024 was delivered on 16.3.2024, however disposal of the case was not within the knowledge of the applicant as the same was never intimated to the applicant by its counsel/Law Firm i.e. M/s M.V. Kini & Co. Due to such inefficiency and lackadaisical attitude of the aforesaid Law Firm, as many as 362 cases pending in Districts Mandi and Bilaspur were withdrawn from it and were allotted to M/s. Nishaank Matoo & Associates vide letter dated 20.9.2023. When the applicant inquired from all the Law Firms about pendency of all the cases pending in various Forums, it came to the knowledge of the applicant that objection petitions pertaining to Muhal Tunnu have already been disposed of. Accordingly, prompt action was taken for preparation of the appeal. Thus, the aforesaid delay is neither intentional nor deliberate, but has occurred due to unavoidable circumstances, which were beyond the control of the applicant.

Consequently, in view of the reasons stated in the application, which is duly supported by an affidavit, coupled with submissions made by the learned counsel for the parties, delay in filing the main appeal is condoned. Appeal be registered. Application stands disposed of.

Arb. Appeal No. /2026

Admit. Send for the records.

List in due course.

OMP No. /2026

Be registered. Heard. Subject to the applicant's depositing entire awarded amount along with upto date interest in the Registry of this Court within a period of eight weeks from today, operation, implementation and execution of the impugned judgment as also the impugned arbitral award, are ordered to be stayed during the pendency of the appeal. Application stands disposed of.

(Romesh Verma)
Judge

7.5.2026
(pankaj)

