

NHAI vs. Yogesh Gupta

OMP(M) No. 391 of 2025

25.03.2026 **Present:** Ms. Ritu Raj Sharma, Advocate, for the appellant.

None for respondents No. 1 to 5.

Mr. Baldev Singh Negi, Additional Advocate General, for respondent No.6

The present application has been filed for condonation of delay in filing the present appeal. It has been averred in the application that the impugned judgment was passed by the learned District Judge, Mandi, Districe Mandi on 02.01.2025. It is further averred that that applicant had engaged M/s Kini Law Firm to challenge the arbitral award before the learned District Judge, Mandi and thereafter the engaged counsel had opined the appellant that an appeal shall be preferred against the impugned judgment dated 02.01.2025 and only then the appellant acquired the knowledge of the passing of the impugned judgment dated 02.01.2025. It is averred that the certified copy of the impugned judgment was applied on 12.06.2025 and the same was delivered on 26.6.2026. It has been further contended by the learned counsel for the applicant that the delay in filing the appeal is neither intentional nor willful and the same has occurred due to unavoidable circumstances, which were beyond the control of the applicant.

Keeping in view the averments as made in the

application, which is duly supported by an affidavit and keeping in view of the fact that the learned counsel for the respondents has no objection in case delay is condoned, the present application is allowed and the delay of 225 days in filing the present appeal is condoned.

Application stands disposed off.

Appeal be registered

Arb. Appeal No. _____ ARBAST No. 42934/25

Respondents stand served. Though Mr. Vikrant Chandel, Advocates had filed memo of appearance on behalf of respondents No. 1 to 5, but today no one has appeared in the Court on their behalf.

Issue notice to respondents No. 1 to 5, returnable within a period of four weeks from today on taking steps within one week.

OMPST No. 45921 of 2025

Heard. Subject to deposit of entire awarded amount alongwith up-to-date interest by the applicant in the Registry of this Court within a period of eight weeks from today, operation, execution and implementation of impugned judgment dated 02.01.2025, passed by the learned District Judge and also the arbitral award dated 07.08.2023 shall remain stayed during the pendency of the appeal.

The application stands disposed off.

**(Romesh Verma)
Judge**

March 25, 2026
(veena)