

NHAI vs. Thakur Dass

OMP(M) No. 79 of 2026

04.06.2026

Present: Ms. Shreya Chauhan, Advocate, for the applicant/
appellant.

Mr. Hitender Verma, Advocate, for the respondent.

OMP(M) No. 79 of 2026

The present application has been filed for
condonation of delay in filing the present appeal.

It is averred that the certified copy of the
judgment dated 01.08.2024 was applied on 27.09.2024
and the same was delivered on 22.10.2024. However, the
disposal of the case was not brought to the knowledge of
the applicant/appellant by its counsel. Earlier also due to
inefficiency and lackadaisical attitude of the law firm
namely M/S M.V. Kini & Co. many cases pending in
District Mandi/Bilaspur were withdrawn from the said law
Firm vide letter dated 20.09.2023 (Annexure A-2).
Immediately, thereafter, necessary steps were taken by
the applicant to file the present appeal.

The applicant has further submitted that the
delay in filing the present appeal is neither intentional nor
deliberate, but has occurred on account of bona fide
reasons, as stated in the application.

In view of the averments made in the
application, which is duly supported by an affidavit, and in

view of the submissions made by learned counsel for the applicant, the present application is allowed, and the delay in filing the appeal is condoned.

Application stands disposed off.

**Arb. Appeal No. ____/2026
(ARBAST No. 67058/2025)**

Appeal be registered.

Heard.

Admit.

List for hearing in due course.

In the meantime, record be requisitioned.

OMP No. ____ of 2026 (OMPST 68996/25)

Application be registered.

Subject to deposit of entire awarded amount alongwith up to date interest by the applicant/appellant, execution, implementation and operation of impugned award dated 15.02.2023, passed by Arbitrator and judgment dated 01.08.2024, passed by learned District Judge, Mandi, H.P. in CIS Registration No. 153 of 2023, shall remain stayed during the pendency of appeal. Needful be done within eight weeks from today.

Application stands disposed off.

**(Romesh Verma)
Judge**

June 4, 2026 (Nisha)