

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Miscellaneous Appeal No. 3021/2026

URN: CMA / 5341U / 2026

Union Of India, Through Chief Engineer, Military Engineer Service, Jaipur Zone, Pin 900337 Care/ Of 56 Apo.

----Appellant

Versus

M/s Nirman Encon Projects Private Limited, 78A, Second Floor, Jamroom Puri, G K-1, New Delhi- 110048.

----Respondent

For Appellant(s) : Mr. V. P. Mathur

For Respondent(s) :

HON'BLE MR. JUSTICE ARUN MONGA
HON'BLE MR. JUSTICE MANEESH SHARMA

Order

14/07/2026

1. Issue notice to the respondent.
2. Record of the learned Commercial Court be requisitioned by the Registry.
3. Post the matter on 11.08.2026.
4. Meanwhile, it transpires that the respondent has initiated execution proceedings for recovery of the amount as per the impugned arbitral award dated 22.08.2023, and coercive action is proposed to be taken pursuant thereto.
5. Having heard the learned counsel for the appellant, we are of the view that, subject to the deposit of the principal amount of Rs. 1,13,93,000/-, as awarded by the Arbitral Tribunal, no coercive action shall be taken against the appellant.

6. The aforesaid amount shall be deposited within a period of three weeks from today and shall be kept in a Fixed Deposit Receipt (FDR) by the learned Executing Court, subject to the final outcome of the appeal.

(MANEESH SHARMA),J

(ARUN MONGA),J

2/Seema/Aman