

This Judgment is OVERRULED by : RODEMADAN INDIA LIMITED v. INTERNATIONAL TRADE EXPO CENTRE LIMITED, III (2006) SLT 530

(Equivalent Citation:- 2004(2) AD(Del.) 100, 2004(1) RAJ 300, 2003(3) ArbLR 530, 2004(72) DRJ 130, 2004(2) AD(Del.) 100, 2004(1) RAJ 300, 2004(72) DRJ 130)

(Follow On:- 152 (2008) DLT 239)
108 (2003) Delhi Law Times 694

Delhi High Court

S.K. Mahajan, J.

DAMAYANTI BUILDERS —Appellant

versus

UNION OF INDIA —Respondent

FAO No. 634 of 2002—Decided on 28.11.2003

**Arbitration & Conciliation Act, 1996 — Sections 34, 11(6), 42 — Appeal :
Condonation of delay : Setting aside award : Jurisdiction of Court :
Application for appointment of Arbitrator made under Section 11 of Act : All
subsequent applications arising out of agreement or arbitral proceedings
required to be made only in Delhi High Court and in no other Court :
Application under Section 34 filed by respondent for setting aside award not
maintainable before ADJ and he had no jurisdiction to entertain such
application : Order passed by him on application of respondent and Section
34 of Act unsustainable and set aside.**

[Para 3]

Result : Appeal allowed.

Counsel for the Parties :

For the Appellant : *Mr. Bishwajit Bhattacharya, Advocate.*

For the Respondent : *Mr. **R.M. Sinha**, Advocate*