

**Court No. - 29**

**Case :-** WRIT - C No. - 19445 of 2020

**Petitioner :-** Bhagwat Prasad

**Respondent :-** State Of U.P. And 3 Others

**Counsel for Petitioner :-** Ajay Tripathi, Akash Tyagi

**Counsel for Respondent :-** C.S.C., Neeraj Dube

**Hon'ble Munishwar Nath Bhandari, J.**

**Hon'ble Saurabh Shyam Shamsbery, J.**

Vakaltnama filed by Shri Neeraj Dube on behalf of respondent no.3 is taken on record.

The writ petition has been filed to seek a direction for disposal of arbitration case pending before the arbitrator under Section 3G (5) of National Highway Act, 1956. The order sheet shows that National Highway Authority has not submitted its objection/reply to the claim of the petitioner. It is despite a period of three years. The proceedings are delayed only for that reason.

Taking aforesaid into consideration, we direct the National Highway Authority to file their objection/reply within a period of six weeks before the arbitrator, if objection/reply has not yet been submitted.

We further direct not to delay the proceedings before the arbitrator and it would not only for this case, but even in other cases and accordingly to remain prompt in filing their objection/reply. On filing objection/reply, as directed above, the arbitrator is directed to expedite the proceedings and decide the matter at the earliest not beyond the period given under the amended provisions of the Arbitration and Conciliation Act, 1996.

With the aforesaid, the writ petition is disposed of.

**Order Date :-** 26.11.2020

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