

**HIGH COURT OF TRIPURA
AGARTALA
I.A.02 of 2022 in Arb.A.09 of 2022**

For Applicant(s)	:	Mr. D. Bhattacharya, G.A. Mr. K. De, Addl. G.A.
For Respondent(s)	:	Mr. T.D. Majumder, Sr. Adv. Mr. K. Roy, Adv.

**HON'BLE THE CHIEF JUSTICE (ACTING)
HON'BLE MR. JUSTICE ARINDAM LODH**

Order

30.11.2022

Heard Mr. D. Bhattacharya, learned G.A. appearing for the applicant as well as Mr. T.D. Majumder, learned senior counsel appearing for the respondent.

2. Mr. D. Bhattacharya, learned G.A. appearing for the applicant has submitted that the delay has been explained in paras-2, 3, 4 and 5. He has submitted that for making out a final decision all the officials has collectively decided to prefer an appeal.

3. Mr. T.D. Majumder, learned senior counsel appearing for the respondent has strongly opposed the prayer for condoning the delay. According to him, no grounds have been properly explained in the delay application. He has also made serious objection as mentioned in paras 4 and 5.

4. Having hearing both sides, this court is of the opinion that the reasons mentioned in paras 4 and 5 by the deponent with regard to the delay has not been properly explained and the same is not convincing. When the award passed by the Arbitral Tribunal way back on 02.06.2021 in Arbitration

Case No.04(SCD)2019, as per the affidavit filed in support of the condoned delay application, the steps are only initiated in April, 2022 and that too seeking opinion from certain departments and thereafter, the present arbitration application is filed.

Since, the delay has not been properly explained, this court is not inclined to entertain the same.

Accordingly, the same is dismissed.

JUDGE

CHIEF JUSTICE (ACTING)

