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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ O.M.P. (COMM) 494/2016 & I.A. 2975/2015

M/S GEO MILLER & CO PVT LTD

..... Petitioner

Through: Mr. S.D. Singh, Mr. Prajwal &
Mr. Siddharth Singh, Advocates.

versus

INDIAN OIL CORPORATION LIMITED

..... Respondent

Through: Mr. D. Moitra, Ms. Alkanshree Dahar,
Mr. Rahul Sharma & Mr. Vipul
Makwana, Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

10.11.2022

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Upon a preliminary hearing of the matter, it is seen that there is serious contest as to whether the present petition was at all first filed on 28.02.2012, as contended by Mr. S.D. Singh, learned counsel appearing for the petitioner.

2. Ms. Alkanshree Dahar, learned counsel appearing for the respondent submits that only a bare 'memo of parties' was filed on 28.02.2012, and the petition came to be filed only on 07.07.2012, way beyond the 03-month period permitted under section 34(3) of the Arbitration & Conciliation Act, 1996.
3. Although efforts have been made in court to verify the date of first filing of the petition from the filing log available on-line, there is no clarity in that regard.



4. Accordingly, the Registry is directed to furnish a report as to the date on which the present petition was *first* filed, and, as to *what papers* were filed on that date, alongwith a list of the objections raised in respect of filing from time-to-time.
5. Let the report be filed before the next date. Let copies be also made available to counsel for the parties.
6. Re-notify on 07th February 2023.

ANUP JAIRAM BHAMBHANI, J.

NOVEMBER 10, 2022/uj