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

+ O.M.P. (T) (COMM.) 27/2023

RE SUSTAINABILITY HEALTHCARE SOLUTIONS LIMITED

..... Petitioner

Through: Mr.M.Gireesh Kumar, Mr.Ankur
S.Kulkarni, Mr.Anand Srivastava,
Advocates.

versus

NEW DELHI MUNICIPAL COUNCIL

..... Respondent

Through: Mr.Jitender Kumar Tripathi,
Mr.Tushar Sannu, ASCs with
Ms.Karishma Rajput, Advocate.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

11.10.2023

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I.A. 18229/2023

1. This application is moved on behalf of the petitioner seeking directions to the learned erstwhile arbitrator to return the arbitral records pertaining to the disputes between the parties and also to declare the fee of the learned erstwhile arbitrator as fully satisfied.
2. It is further submitted by both the learned counsels they have already paid approx. Rs.50.00 lacs to the learned erstwhile arbitrator but still he demands an amount of Rs.1.00 crore approx.
3. It is further submitted there is no hearing on various dates as are mentioned in para 4 of the application.
4. In view of the above, pending the dispute qua the fee of the learned erstwhile arbitrator, the learned erstwhile arbitrator is requested to



immediately hand over the entire arbitral record to either of the learned counsels so that there should be no delay in holding arbitration proceedings.

5. The issue of fee of the learned erstwhile arbitrator is kept for consideration for 16.01.2024.

YOGESH KHANNA, J.

OCTOBER 11, 2023

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