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

\# **CNR No. DLHC011006972018**

\+ OMP (ENF.) (COMM.) 91/2018

HINDUSTAN CONSTRUCTION CO. LTD. .....Decree Holder

Through: Mr. Harsh Mittal and Mr. Karan Prakash, Advocates.

versus

NATIONAL HIGHWAYS AUTHORITY OF INDIA

.....Judgement Debtor

Through: Ms. Sunita Bansal, Mr. Nairit Bansal, Ms. Priyal Dwivedi, Advocates.

CORAM:
HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

ORDER (ORAL)

% 19.08.2026

1. It appears that there is no stamp duty deposited on the award. It is a trite law that adequate stamp duty has to be deposited for the purpose of enforcement of the award.

2. On 13.07.2026, this Court had issued a practice direction for deposit of adequate stamp duty on the award. That practice direction came to an end on 13.08.2026.

3. As there is no stamp duty deposited on the award, this is not a valid document for the purpose of enforcement.

4. Additionally, a Section 34 petition is also pending in aforesaid award, being OMP (COMM) 403/2017. It is further stated that, in the

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proceeding under Section 34, the Judgment Debtor has already deposited a part of the decretal amount and this Court has stayed the operation of the impugned award *vide* order dated 15.10.2018.

5. In view of the above, no effective steps for enforcement of the award can be undertaken until the petition under Section 34 is finally decided.

6. Accordingly, this matter is disposed of, with liberty to file it again, as and when the situation arises.

7. With the aforesaid liberty, the petition is disposed of.

OM PRAKASH SHUKLA, J

AUGUST 19, 2026/pa

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