

CE-RO/LKO/NH-730/UP/2014-15/513 (E-248256)
Government of India
Ministry of Road Transport and Highways
(Zone-I)
Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated: March, 2025

To,

1. The Chief Secretaries of all the State Governments/UTs.
2. The Principal Secretaries/ Secretaries of all States/ UTs Public Works Department/Road Construction Department/ Highways Department (dealing with National Highways and other centrally sponsored schemes).
3. The Director General (Border Roads), Seema Sadak Bhawan, Ring Road, New Delhi-110 010.
4. All Engineers-in-Chief and Chief Engineers of Public Works Department of States/UTs/ Road Construction Department/ Highways Departments (dealing with National Highways and other centrally sponsored schemes).

Subject: Reporting of Arbitration Orders to Ministry and initiation of Timely Action for filing of appeals in Hon'ble Courts – Reg.

Sir,

It has come to notice of the Ministry that the appeals before the Hon'ble Courts against the Arbitration Awards are getting dismissed on the grounds of delay i.e. appeals are being filed in courts beyond limitation period of 120 days. Thus, a timely action and awareness of Arbitration Awards and a decision on timely appeal before appellate courts are critical to ensure that Ministry's position is not adversely affected.

2 . Therefore, any Arbitration Award pertaining to the NHs projects (implemented through State PWDs/BRO/ RCDs/PIUs) is to be reported to the Zonal Head at Ministry Headquarters within 7 days from the date of the announcement of Arbitral Award irrespective of whether the order has been formally issued or not. Timely actions shall also be taken up for filing appeals in Hon'ble Courts so that they are not time barred.

3. NHAI and NHIDCL may also ensure taking up similar timely actions at their end.

4. The Zonal Heads will place the matter which shall be reviewed in the SOM (Senior Officials' Meeting) every fortnight to monitor such matters and address any issues.

5. This issues with the approval of the Secretary (RT&H).

Yours faithfully,

506/03/25

(Shashi Bhooshan Kumar)

Under Secretary to the Government of India

Copy for information and necessary action to:

1. Chairman NHAI
2. MD, NHIDCL

Copy to:

1. All CE/SE ROs of the Ministry of Road Transport & Highways with directions to regularly monitor the Arbitration awards pertaining to State PWDs/RCDs or PIUs to ensure prompt reporting of Arbitration orders to HQ and timely filing of appeals in appropriate Courts with approval of Competent Authority in Ministry.

Copy to:

1. All CEs in the Ministry of Road Transport & Highways
2. All Technical Officers of the Ministry of Road Transport & Highways
3. The Secretary General, Indian Roads Congress
4. The Director, IAHE, NOIDA, Uttar Pradesh
5. Technical circular file of S&R (P&B) Section
6. NIC-for uploading on Ministry's website under "What's New"

Copy to:

1. PS to Hon'ble Minister (RT&H)
2. PS to Hon'ble MOS (RT&H)
3. PSO to Secretary (RT&H)
4. PSO to DG (RD) & SS
5. Sr. PPS to AS&FA
6. Sr. PPS to AS (Highways) / AS (NHIDCL, RT & MVL, RS)
7. Sr. PPS to Pr. CCA, MoRT&H
8. PSO / Sr. PPS / PPS / PS to ADGs
9. Sr. PPS / PPS / PS to JS (EAP) / JS (Logistics)