



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)
National Highways Authority of India
(Ministry of Road Transport and Highways)
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NHAI/ Policy Guidelines/ Cases before Arbitral Tribunal /2019
Policy Circular No.2.5.14/2019 Dated 31 December, 2019
[Decision taken on File No. NHAI/DR&A/Arb.(Misc)/2019]

Subject: Submission of Statement of Defence and Counter-claims before the Arbitral Tribunals on behalf of NHAI.

Para 6.3 of the Policy Guidelines No. 2.1.22/2017 dated 01.06.2017 on Contractual Disputes/ Claims - Standard Operating Procedure (SoP) for handling the Arbitration Cases & the Court Cases specify that the PD shall furnish preliminary submissions, para-wise replies on the claims and details of counter-claims of NHAI to the Advocate/ Techno-Legal Expert engaged by NHAI.

2. It was observed that in some cases, PDs are not following above procedure and not handing over all the documents to Advocate/ Techno Legal Expert which led to weak technical/ contractual arguments and a weak case of NHAI before the Arbitral Tribunals. The Competent Authority has taken it very seriously and directed for strict compliance of above mentioned Policy Guidelines. Regional Officers and CGM(T), HQ shall also ensure compliance of the same.

3. This issues with the approval of Chairman, NHAI.


31/12

(V.K. Sharma)
CGM (Coord.)

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