

DELHI DEVELOPMENT AUTHORITY

E.M.'s. Office

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Date: 24/9/08

E.M.'s. CIRCULAR No. 630

While examining one of the Arbitration Cases related to Arbitration-Award, the Arbitration-Scrutiny-Board, headed by F.M./DDA observed that since the Claims/Counter-Claims with respect to the Recovery of Compensation levied by the competent authority under Clause-2, of the Agreement, but, referred to Arbitrators for adjudication, are not open to Arbitration as per Agreement, as such, the Arbitrators refuse to adjudicate these Claims/Counter-Claims. By the time, the Award is published by the Arbitrators, sometimes, these Claims/Counter-Claims become TIME-BARRED for the purpose of filing Recovery-Suit in the Court-of-Law causing financial loss to DDA. To avoid this, all Chief-Engineers/Project-Manager-(Flyover)/Director-(MM), are directed to withdraw these Claims/Counter-Claims from the arbitration proceedings going on before the Arbitrators and for Recovery of this amount, separate Recovery-Suit(s) may be filed in the appropriate Court.

These instructions may be brought to the knowledge of all S.Es./E.Es., **for strict compliance.**

This issues with the approval of E.M., DDA.


CHIEF-ENGINEER-(HQ)

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E.O.-III to E.M.