

Misc .Ex(Com) –04/2025
M S LAKHOTIA INFRA TECHNOLOGIES PVT LTD
Vs
WESTINGHOUSE SAXBY FARMER LIMITED

Present :: Ishani Chakravarty Banerjee(J.O Code.WB00890)
Judge, Commercial Court at Rajarhat
North 24 Parganas.

CNR: WBNP19-000088-2025

04
12.11.2025

1. Today is fixed for filing of compliance report by the Branch Managers of the State Bank of India, CIT Road Branch, CIT Road, Kolkata–700014, and Punjab National Bank, Barrackpore Branch, Kolkata–700122, as well as for filing of affidavit of assets by the Award-Debtor/Judgment-Debtor.
2. The learned Advocate for the Award-Holder appears and files hazira along with an affidavit of service in respect of service of a copy of the order upon the Award-Debtor/Judgment-Debtor as well as the concerned Banks.
3. The affidavit of service filed in Court today is taken on record. It appears from the track reports annexed thereto that, despite due service of the order dated 22.09.2025, no compliance report has been received by this Court from the concerned Banks. At this stage, the learned Advocate for the Award-Debtor/Judgment-Debtor appears by filing fresh Vakalatnama and files hazira who points out that the Arbitral Award dated 12.10.2023 passed by the West Bengal Micro & Small Enterprises Facilitation Council in Case No. 54 of 2021, in the matter of *M/s. Lakhotia Infra Technologies Pvt. Ltd. vs. Westinghouse Saxby Farmer Limited*, which has been filed in this execution proceeding, is an **Sd/- copy** and not the original signed copy.
4. The learned Advocate for the Award-Debtor/Judgment-Debtor further submits that she has also received only the S/d copy, not the original signed copy and that unless and until the signed copy of the Arbitral

Award is served upon the Award-Debtor/Judgment-Debtor, the instant execution of the Arbitral Award cannot be proceeded with.

5. The learned Advocate for the Award-Holder submits that necessary instruction is required in this regard and verbally prays for an accommodation to obtain instructions from the client as well as from the West Bengal Micro & Small Enterprises Facilitation Council.
6. Fix **03.01.2026** for further clarification/consideration of the issues raised before this Court, for compliance report by the Branch Managers of the State Bank of India, CIT Road Branch, CIT Road, Kolkata-700014, and Punjab National Bank, Barrackpore Branch, Kolkata-700122, and for filing of affidavit of assets by the Award-Debtor/Judgment-Debtor.

Sd/- Ishani Chakravarty Banerjee
Judge
Commercial Court,
Rajarhat, North 24 Parganas