

Misc Arb (COM) - 75/2024

Misc Arb-90/2023(CC)

Bharat Heavy Electricals Limited Vs ACE Engineering Infratech (India) private Limited

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

CNR: WBNP19-000179-2023

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02.01.2026

1. Today is fixed for further hearing.

2. The learned Advocate for the petitioner appears and files hazira.

3. The respondent takes no steps. No one appears on behalf of the respondent in support of the application under section 34 of the Arbitration and Conciliation Act, 1996. No adjournment is sought for. No one has applied to represent the petitioner through virtual mode.

4. Heard the learned Advocate for the petitioner.

It is now at 1.00PM.

Upon perusal of the case record, it appears that on the last occasion the petitioner submitted that he intended to file an affidavit-in-reply to the affidavit-in-opposition filed on 18.09.2025, and this Court granted liberty to file the same. However, it is submitted that the petitioner would not file an affidavit-in-reply.

The respondent neither appears nor takes any steps in respect of the proceedings of the instant application under Section 34 of the Arbitration and Conciliation Act, 1996.

5. In view of the above, the respondent is directed to show cause as to why the instant application under Section 34 of the Arbitration and Conciliation Act, 1996 shall not be heard ex parte against the respondent.

6. Fix **17.03.2026** for filing show cause by the respondent, failing which the application shall be heard ex parte.

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