

IN THE COURT OF DISTRICT JUDGE, PURBA BARDHAMAN

Present: Shri Sovan Kumar Mukhopadhyay (WB551),  
District Judge, Purba Bardhaman

Misc. (Arbitration) Case No.19 of 2021  
[CNR No.WBBD01-000500-2021]

Order No.10, dated 17.08.2022.

Petitioner files hajira.

Today is fixed for hearing of the petition dated **23.06.2022**, filed by the petitioner with a prayer for fixing a date for hearing of the case after exempting the petitioner from taking steps regarding limitation matter, claiming that this case does not suffer from any limitation.

Accordingly, the petition dated 23.06.2022, is taken up for hearing.

The learned advocate for the petitioner submits that although the Award under challenge, was passed on 10.08.2016, the same was communicated to the petitioner vide memo. no.21(9)/Arbtn.(L.A.) date 15.11.2016, thereafter the matter was sent to the learned Arbitrator for review of the award and the learned Arbitrator vide Memo. No.104/(Arbitn).L.A., dated 14.10.2020, communicated the fate of the review prayer which the petitioner's office received on 04.11.2020. Thereafter, this case for setting aside the Award has been filed on 02.02.2021 i.e. within the prescribed period of limitation. Since this case does not suffer from any limitation, he prays for taking up the case for admission hearing.

Perused the original application and record.

Having considered the submission as advanced, which has also been mentioned in the original application, this Court is of the view that this case has been filed within the period of limitation.

Accordingly, the misc. case is taken up for admission hearing.

Heard the learned advocate for the petitioner.

Perused the original application under Section 34 of the Arbitration & Conciliation Act.

On perusal of the petition under Section 34 of the Arbitration and Conciliation Act, 1996 it transpires to this Court that it is a fit case for issuing notice upon the respondents in both ways, i.e. through Court and under registered post with A/D.

Requisites at once, if not filed in the mean time.

Fix **03.12.2022** for S.R. and A/D.

To date for filing postal receipts and postal track reports showing service.

Dictated & corrected by me

sd  
District Judge,  
Purba Bardhaman

sd  
District Judge,  
Purba Bardhaman