

Misc. Execution Case (Commercial)– 15/2024
CNR :WBBD17-000011-2024
JO Code : WB01311

Order No –06

Dated :14/05/2024

This day is fixed for hearing of IA no. 03 of 24.

The award debtor files hazira.

Ld. Advocate for the award debtor is also present.

Although the award holder files hazira and files written objection to the maintainability petition, none appears on behalf of the award debtor when the matter is called on.

Accordingly, IA no. 03 of 2324 is taken up for hearing in the absence of the award holder.

Ld. Advocate for the award debtor cites the judgments of NHA I & others Vs. Yashpreet Singh & Othr., reported in AIR 2023 P & H 6, the Judgment of the Hon'ble Apex Court in SLP (C) nos.

20804:20809/2022, B.E.SIMOESE Von Starbuck Niedenthal & Ant.

Vs Chattisgarh Investment Ltd.(2015) 12 SCC 225 & Swastik Gases Pvt. Ltd Vs. Indian Oil Corporation Ltd.(2013) 9 SCC 32.

The matter is heard in-part.

Fix **05/06/2024** for **further hearing**.

D/C by me

Judge, Commercial Court
Asansol

Judge, Commercial Court
Asansol