

Misc. case No.4607 of 2024

Present : Biswarup Bandyopadhyay (WB01133), Chief Judge  
Order No.8, dated 25.06.2025:

Petitioners file hazira through their Ld. Lawyer.

Today is the date fixed for further hearing on the point of maintainability.

Ld. Counsel appearing for the petitioners moves the matter regarding point of maintainability at this stage. He points out the finding of the Arbitrator in Clause-II and accordingly, submitted that though the Arbitrator directed to pay the awarded cost, he did not quantify cost specifically. Accordingly, the exact value of the award could not be stated by the petitioner while filing the application.

Heard. Considered.

The Office report reflects that courts fees could not be assessed in view of the fact that exact awarded amount has not been mentioned.

Having regard to the overall facts and circumstances, specially considering the finding of the Arbitrator, I find it justified to direct the petitioner to file requisite for service on the opposite party, keeping the question of maintainability open which may be taken during the pendency of the matter after appearance of the opposite party or at the time of argument.

Fix 24.07.2025 for taking steps.

Dictated & corrected by me,

Chief Judge.

Chief Judge,  
City Civil Court, Calcutta.