

Title Suit 302 of 2026
CNR No.WBCC01-001724-2026
Present: Sri Sanjoy Kumar Das, Judge, Bench-V (WB00627)
Order No.03/ Dated 12.08.2026

Today is fixed for hearing petition under Section 8 of the Arbitration and Conciliation Act.

Hazira filed on behalf of the defendant.

Plaintiff take no steps.

Accordingly petition under Section 8 of the Arbitration and Conciliation Act dated 17.06.2026 is heard ex-parte.

Perused the application and materials on record.

By filing this application defendant mainly alleged that the subject matter of the instant suit is completely covered and falls within the scope of Arbitration and Conciliation Act, 1996.

Fact remains that plaintiff filed this suit for declaration and injunction against the defendant. After making appearance defendant filed this application annexed with copy of loan agreement. From the clause 14.7 of the annexure of the loan agreement reveals that there is an Arbitration Clause which reveals that all disputes relating to this agreement shall be settled by arbitration.

Accordingly, the under Section 8 of the Arbitration and Conciliation Act, 1996 dated 17.06.2026 filed by the defendant is allowed ex-parte.

The instant suit is not maintainable before this court being hit by jurisdiction.

Thus this suit stands disposed of.

D/c by me,

Judge, Bench-V
City Civil Court, Calcutta

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