

Misc. Execution (Commercial) Case No. 03 of 2025

Order No.16

Date:-01-04-2026

Today is fixed for filing of show cause reply by the award holder. Award holder takes step and is further duly represented by its Ld. Counsel who files show cause reply. It found sufficient and hence is accepted. Let it be kept with the case record.

Award debtor is once again absent without steps. It is now 1:15 PM. None moves. None appears. No petition is filed. No stay order communicated till date.

Accordingly this court is not left with any alternative but to proceed with the execution of the award by way of arrest and detention of the award debtor in civil prison. Report from the Siliguri Correctional Home is already on record.

Award debtor No.2 The Garrison Engineer (AF) Bagdogra, P.O.- Bagdogra Air Force, District- Darjeeling (being the representative of the Union of India & award debtor no.2) is hereby directed to be personally present in court on the next date and appraise the court if it has the means to satisfy the award in full or in the alternative intimate the court of the amount of weekly/monthly subsistence allowance required to be deposited by the appellant for her/his civil incarceration in Siliguri Correctional Home.

Let a copy of this order be forthwith sent to Award debtor No.2 The Garrison Engineer (AF) Bagdogra, P.O.- Bagdogra Air Force, District- Darjeeling for intimation and due compliance through Nazir, Siliguri Sub-Divisional Court.

Fix **20.04.2026** for personal appearance of award debtor no.2 and compliance.

Sd/-
(Subhadeep Ray)
Judge, Commercial Court, Siliguri
J.O. Code WB00949