

Present: Smt. Suparna Ray (JO Code: WB00711)
Judge, Commercial Court at Alipore
Misc Case (Arbitration) 15 of 2021
Renumbered as Misc. Arb (Com)/ 23 / 2021
CNR No: WBSP18-000065-2021

Order No. 34
26.03.2025

In the matter of:
An application Under
Section 36 of the
Arbitration and
Conciliation Act, 1996 read
with Order 21 Rule 11 (2)
of CPC, 1908
And

In the matter of:
Jaya Kar
Vs.
In the matter of:
The Union of India & 3 ors.

ORDERED

Today is fixed for hearing of the instant misc. case.

Both parties filed their respective haziras through their respective Ld. Advocates.

Ld. Advocates of both parties are found present.

Heard Ld. Advocates of both sides.

Perused the materials on record.

It appears that Hon'ble High Court at Calcutta in order dated 21.01.2025 passed in C.O. No. 4099 of 2024 has been pleased to direct this court to take all endeavour to dispose of the instant execution case within a period of three months from the date of the order without granting any unnecessary adjournment.

Today an application has been filed on behalf of the Opposite Party/Award Debtors with a prayer of time on the ground that the matter is pending before the Hon'ble High Court at Calcutta.

I perused the the application filed on behalf of the Opposite Party/Award Debtor along with annexures.

Ld. Advocate on behalf of the Opposite Party/Award Debtors submitted that there is no stay order of the Hon'ble High Court at Calcutta on the proceedings of the instant execution case.

It appears that the instant execution case was long pending one and Hon'ble High Court at Calcutta has been pleased to direct this court to dispose of the instant execution case expeditiously. Accordingly, I am not inclined to allow any adjournment in the proceedings of the instant execution case according to the prayer of the Opposite Party/Award Debtors.

Hence, the petition filed by the Opposite Party/Award Debtor with the prayer of time stands rejected.

At this stage, record is taken up for hearing. Heard in part . Ld Advocate of award holder submitted necessary step would be taken on the next date.

*Fix **04.04.2025 at 3:00 p.m to 3:30 p.m.** for further hearing and for taking necessary steps by the Award Holder.*

Both parties to come ready for hearing on the date fixed.

Parties to act accordingly with the downloaded copy of order sheet from Ecourts App/Website.

Dictated & corrected by me,

Sd/-

*Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram*

Sd/-

*Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram*