

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. 48
25.08.2025

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 Ld. Joint Receivers on the report submitted by them. Today is also fixed for hearing of I.A.No.03/2025.

Both the Ld. Receivers are found present.

Hazira filed on behalf of the Award Holder through Ld. Advocate.

Ld. Advocate for the Award Holder is present.

Hazira also filed on behalf of the Award Debtor through Ld. Advocate.

Ld. Advocate for the Award Debtor is present.

Both the Ld. Receivers are examined on dock and the report submitted by them on 01.08.2025 is hereby accepted.

A petition is filed today on behalf of the Award Debtor with a prayer of time on the ground of pendency of A.P No. 71 of 2025 (G.A No. 02 of 2021) before the Hon'ble High Court. Along with this petition, the copy of the letter of Ld Advocate and the copy of the order of the Hon'ble High Court has been filed. Perused the same.

Heard both sides. Considered. Ld Advocate appearing on behalf of the award debtor submitted that there is no stay order of the Hon'ble Court till date in respect of the proceedings of the instant execution case.

However in the facts and circumstances, let the hearing of the application under section 47 of CPC being I.A.No. 03/2025 is adjourned for today.

The Award Debtor is to file status report of the case pending before the Hon'ble High Court and to file documents showing whether there is any order of stay passed by Hon'ble Court in respect of the proceeding of the instant execution case.

The award holder to file calculation of claim on the next date fixed hereunder.

Fix **12.09.2025 at 3:00 p.m to 3:30 p.m** for hearing of the instant execution case and also hearing of I.A. No.03/2025.

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*