

**Present: Sri UtpalMisra (JO Code:WB00659)**  
**Judge, Commercial Court at Alipore**  
**Misc Case (Arb.)27/2022**  
**Renumbered as Misc Arb (Com) 31 of 2022**  
**CNR No. WBSP18-000069-2022**

**Order No.** 23

**Date:** 23.04.2024

**In the matter of:**

An application under Section 34 of the Arbitration and Conciliation Act, 1996.

**AND**

**In the matter of:**

Damodar Valley Corporation.

**Vs.**

Mackintosh Burn Ltd.

**Order**

The instant record is put up today on the basis of an application as filed by the petitioner.

A separate application is also filed by the petitioner, which is registered as I.A. no. 03 of 2024, contending, *inter alia*, that after passing of the Order dated 18.03.2024 the petitioner being a public sector undertaking has constituted a Committee to take a decision as to what steps the petitioners would take with regard to the aforesaid order. The Committee has prepared a report and has placed it before the Highest Authority. The Highest Authority could not yet take a decision in view of the fact that there are several departments to be discussed before it could take a decision. Moreover, several departments were occupied with the various statutory obligations with regard to the financial year closing. Therefore, the petitioner prays before this Court to extend the time for compliance of the order dated 18.03.2024 till reopening after the summer vacation without prejudice to the rights and contention of the petitioner.

Ld. Advocate appearing for the respondent vehemently raises objection against the said period of extension as prayed for by the petitioner in the instant application.

So, having heard submissions of both sides four (04) weeks time i.e. till 17.05.2024, is given for compliance of the Order dated 18.03.2024 of this Court. Accordingly, the I.A. No. 03 of 2024 is hereby disposed of.

To date i.e. **14.06.2024**.

Parties to act on the basis of downloaded copy of this Order from the Website/E-courts App.

Dictated and corrected by me

Sd/-

Judge, Commercial Court at Alipore,  
For South 24 Parganas, Purba Midnapore,  
Paschim Midnapore & Jhargram

Sd/-

Judge, Commercial Court at Alipore,  
For South 24 Parganas, Purba Midnapore,  
Paschim Midnapore & Jhargram