

Present: Sri Srikumar Goswami(WB00714)
Judge, Commercial Court at Alipore
Misc Execution (Arb.) 07 of 2020
WBSP18-000104-2020

Order No. 15
15.09.2021

In the matter of:
M/S. Efcalon Tie Up Pvt.
Ltd.

Vs.

In the matter of:
Star Track Agency Pvt.
Ltd.

Appearance – Award Holder:

Mr. Mainak Bose ..Ld Counsel

Ms. Sayantani das ..Ld Counsel

Appearance – Award Debtor:

Mr. Hiran Chatterjee ...Ld Counsel

Mr. Sukrait Mukherjee...Ld Counsel

ORDERED

Today is fixed for hearing of the execution case.

Both sides file their respective haziras.

At this stage, Award Debtor files a downloaded copy of the order dated 13.09.2021 of the Hon'ble High Court at Calcutta (Commercial Division) in connection with FMAT 57 of 2021 With CAN 3 of 2021.

Both sides draw my attention to the above order of the Hon'ble Court wherein the Hon'ble Court has been pleased to observe that:

“...We have commenced hearing of the appeal.

List this appeal and the connected application on 15th September, 2021 immediately after “To Be Mentioned” matters and before “Order XLI” appeals.

The appellant is at liberty to bring this order to the notice of the learned court below which has to decide the course to be taken with regard to the execution application...”

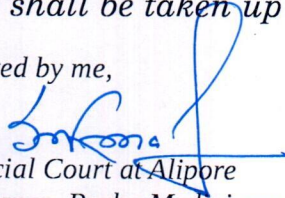
It is submitted on behalf of the Award Holder that there is no specific stay order from the Hon'ble Court and accordingly, this Ld. Court has the liberty to pass necessary order for execution.

Upon hearing of both sides, it appears to me that the present matter is under consideration of the Hon'ble High Court at Calcutta and Award Debtor has to move before the Hon'ble Court for any stay order by the next date fixed.

Under the above observations, the case is adjourned today.

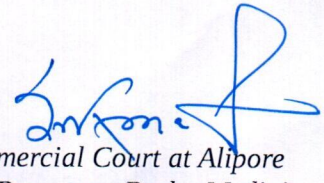
*Fix **23.09.2021 at 1:00 p.m.** for bringing stay order from the Hon'ble High Court at Calcutta, in default of which, the present execution case shall be taken up for hearing.*

Dictated & corrected by me,



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

Judge
Commercial Court at Alipore



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

Judge
Commercial Court at Alipore