

**Present: Smt. Suparna Ray (JO Code:WB00711)**  
**Judge, Commercial Court at Alipore**  
**Misc Execution (Com) 64/2024**  
**CNR No. WBSP18-000127-2023**

**Order No.** 08

**Date:** 15.01.2025

**In the matter of:**

An application  
under Order XXI  
Rule 11 read with  
Section 151 of  
CPC,1908 .

**AND**

**In the matter of:**

*S.K.SAMANTA & CO.  
PRIVATE LIMITED*

**Vs.**

*DAMODAR VALLEY  
CORPORATION*

## **Order**

Today is fixed for appearance of the Award Debtor and for further order.

The Award Holder files hazira through Ld Advocate.

Ld Advocate appearing on behalf of the Award Holder is present.

Award Debtor appeared before this Court today by filing vokatnama along with affidavit of competency . Let the same be kept with the record.

Award Debtor also filed an affidavit of service . Let the same be kept with the record.

An application has been filed by the Award Debtor today with the copy of the order of the Hon'ble High Court at Calcutta dated 8<sup>th</sup> January, 2025 passed in AP-COM/961/2024 , wherein Honble High Court has been pleased to observe as follows :-

**“.... There shall be an unconditional stay of operation of the award for a period of four weeks from date. The petitioner will secure the sum of Rs. 43,83,39,344/- . 50% of the said amount shall be secured in cash and the remaining 50% will be secured by way of bank guarantee , to the satisfaction of the learned Registrar, Original Side, High Court at Calcutta.**

**Upon compliance of this order, the interim order shall continue till the disposal of the application under Section 34 of the Arbitration and Conciliation Act,1996. In case of default, the stay shall stand automatically vacated and the respondent/award holder may proceed with the execution case....” .**

Heard both sides.

Accordingly fixed **28.02.2025 at 10.45 a.m** at for further order.

Parties to act on the basis of the downloaded copy of this Order.

Dictated & corrected by me,

*Sd/-*

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

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For districts of South 24 Parganas, Purba Medinipur,  
Paschim Medinipur & Jhargram