

IN THE COMMERCIAL COURT AT ALIPORE

Present: Smt. Suparna Ray (JO Code:WB00711)

Misc. Arb. (Com) 45 of 2025
CNR No. WBSP18-000137-2025

Singhania Buildcon Private Limited and Anr.

.....Petitioners

vs.

Merlin Projects Limited and Anr.

.....Respondents

Order No. 08

Date: 07.01.2026

Today is fixed for hearing of I.A. No. 04 of 2025 along with a direction to file affidavit in opposition, if any, to be filed at least before seven (07) days of the hearing after serving the copy of the same to the petitioners and also to file the affidavit in reply, if any, by the petitioner at least before the three (03) days after serving the copy of the same.

Petitioners and respondent no. 1 file their respective haziras.

Respondent no. 1 files it affidavit in opposition today after serving the same through email upon the petitioners.

Learned Advocate appearing for the petitioners has submitted that the learned Advocate on record of the petitioners received the copy of the said affidavit in opposition on 07.01.2026 at 01:57 a.m. through email, therefore, such opposition could not be perused and accordingly, affidavit in reply can not be filed today. As such, he prays for time to file reply to the said opposition filed by the respondent no. 1 today.

However, respondent no. 1 also files a petition praying for condonation of delay to file the aforesaid affidavit on opposition inasmuch as the client as well as the engaged Counsels on behalf of the respondent no. 1 was traveling as Christmas vacation was going on as per the Calendar of the Hon'ble High Court at Calcutta.

Perused the petition and also considered the same.

Accordingly, the delay for filing of the affidavit in opposition is hereby condoned and as such, the said affidavit in opposition be taken on record.

Fix the matter on **20.01.2026 from 03:00 p.m. to 03:30 p.m.** for hearing of I.A. No. 04 of 2025 by the petitioners and **22.01.2026 from 02:15 p.m. to 02:45 p.m.** for hearing in reply by the respondent no. 1. Parties to come ready positively.

Petitioners to file their affidavit in reply to that opposition in the meantime, after serving the same upon the respondents at least three (03) days prior to the next date.

Parties to act on the basis of the downloaded copy of the order sheet from the website/E-court 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.