



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**ARBA No. 71 of 2025**

- Chhattisgarh Samvad, Through- General Manager, Sector-19, North Block, Atal Nagar, Nava Raipur, District- Raipur (C.G.)

...Appellant**versus**

- M/s Chhattisgarh Packagers Pvt Ltd, 4/1, Nehru Nagar, Bhilai, Bhilai, District- Durg (C.G.)

... Respondent

18/11/2025	Mr. Shobhit Mishra and Mr. Suraj Patel, Advocates for the Appellant. Mr. Avinash Chand Sahu and Mr. Aman Tamrakar, Advocates for the Respondent. Heard on admission. Admit. No notice is required to be issued as the respondent is already represented by counsel. Also, heard on I.A. No.01/2025, an application for grant of Interim Relief. Learned counsel appearing for the appellant submits that

	the respondent has initiated the execution proceedings in pursuance of the award impugned dated 23.12.2020 passed in Case No. RAN/132/MSEFC/2015, wherein 75% of the awarded amount, as required under Section 19 of Micro, Small and Medium Enterprises Development Act, 2006 (for short, 'the Act, 2006'), has been deposited before the Commercial Court and the same has been disbursed to the respondent as well and, if the further proceedings of the execution proceedings, pending decision of this appeal, has not been stayed, then in the said event, it would cause an irreparable loss to the appellant. On the other hand, learned counsel appearing for the respondent, while opposing the said application, submits that the Act, 2006 is a beneficial legislation and has been enacted in order to protect the Small Enterprises from delayed payments, therefore, the appellant is not entitled to get interim relief as prayed for. After considering the aforesaid contentions of the parties, we are inclined to allow this application. The application is, accordingly, allowed and it is directed that the further proceedings of the Execution Case Number i.e. Execution of CS No.25/2025 initiated in pursuance of the award impugned dated 23.12.2020 passed in Case
--	---

No.RAN/132/MSEFC/2015 by the Facilitation Council, affirmed further by the Commercial Court vide order impugned dated 08.08.2025 in ARBA MJC No.04/2021, shall be kept in abeyance until further orders, subject to appellant's depositing 75% of the awarded amount within a period of 30 days from today.

As per the contention of learned counsel appearing for the appellant, the said amount has already been deposited before the learned Commercial Court and has been disbursed. The said fact is taken on record.

In view of above, I.A. No.01/2025, an application for grant of interim relief, stands disposed of.

Let the matter be listed for final hearing in its turn and, in the meantime, the appellant shall file the proper paper book as required under Rule 176 of the High Court of Chhattisgarh Rules, 2007.

**Sd/-
(Sanjay S. Agrawal)
Judge**

**Sd/-
(Radhakishan Agrawal)
Judge**