

GAHC010079032021



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Arb.P./34/2020

BEB-DDS-RKD (JV)-NAYAK (JV)
A JOINT VENTURE CONSISTING OF BEB-DDS-RKD (JV) LTD. HAVING ITS
REGD. AT PLOT NO 686/2881 AND 2884
SHANTINAGAR
CANAL ROAD
LAXMISAGAR
JHARPADA
BHUBANESHWAR- 751006
ODISHA AND M/S NAYAK INFRASTRUCTURE PVT. LTD. HAVING ITS REGD.
OFFICE AT SWARUPNANDA ROAD
LUMDING- 782447
P.O. LUMDING
DIST.- NAGAON (TRIPURA)
HAVING ITS OFFICE AT 2ND FLOOR
KAMAKHYA COMMERCIAL
C.K.ROAD
PAN BAZAR
GHY-01
ASSAM AND IS REP. BY ITS MANAGING DIRECTOR
SHRI ANANTA CHARAN NAYAK
R/O- SWARUPA NANDA ROAD
LUMDING
IN THE DIST. OF NAGAON ASSAM

VERSUS

NORTH EAST FRONTIER RAILWAY AND ANR.
(CONSTRUCTION ORGANISATION) REP. BY THE GENERAL
MANAGER/CONSTRUCTION
MALIGAON
GHY-11
KAMRUP (M) ASSAM

2:CHIEF ENGINEER/CONSTRUCTION-2
NORTH EAST FRONTIER RAILWAY (CONSTRUCTION ORGANISATION) REP.
BY THE GENERAL MANAGER/CONSTRUCTION
MALIGAON
GHY-11
KAMRUP (M)
ASSAM

Advocate for : MR G N SAHEWALLA
Advocate for : SC
RAILWAY appearing for NORTH EAST FRONTIER RAILWAY AND ANR.

Linked Case : Arb.P./40/2020

NAYAK INFRASTRUCTURE PVT LTD
A COMPANY REGD. UNDER THE COMPANIES ACT
1956 AND HAVING ITS REGD. OFFICE AT SWARUPNANDA ROAD
LUMDING-782447
P.O. LUMDING
DIST. NAGAON AND ITS PRINCIPAL OFFICE AT 2ND FLOOR
KAMAKHYA COMMERCIAL
C.K. ROAD
PAN BAZAR
GUWAHATI-781001 AND IS REP. BY ITS MANAGING DIRECTOR
SHRI ANANTA CHARAN NAYAK
R/O. SWARUPA NANDA ROAD
LUMDING
DIST. NAGAON ASSAM.

VERSUS

NORTH EAST FRONTIER RAILWAY (CONS ORGANISATION) AND ANR
REP. BY THE GENERAL MANAGER/CONSTRUCTION
MALIGAON
GUWAHATI-781011
KAMRUP (M)
ASSAM.

2:CHIEF ENGINEER/CONSTRUCTION-2
NORTH EAST FRONTIER RAILWAY (CONSTRUCTION ORGANISATION) REP.
BY THE GENERAL MANAGER/CONSTRUCTION
MALIGAON
GUWAHATI-781011
KAMRUP (M) ASSAM.

Advocate for : MR G N SAHEWALLA
Advocate for : SC
RAILWAY appearing for NORTH EAST FRONTIER RAILWAY (CONS
ORGANISATION) AND ANR

Linked Case : Arb.P./38/2020

NAYAK INFRASTRUCTURE PVT. LTD.
A COMPANY REGD. UNDER THE COMPANIES ACT
1956 AND HAVING ITS REGD. OFFICE AT SWARUPNANDA ROAD
LUMDING- 782447
P.O. LUMDING
DIST.- NAGAON AND ITS PRINCIPAL OFFICE AT 2ND FLOOR
KAMAKHYA COMMERCIAL
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PAN BAZAR
GHY-01 AND IS REP. BY ITS MANAGING DIRECTOR
SHRI ANANTA CHARAN NAYAK
R/O- SWARUPA NANDA ROAD
LUMDING
IN THE DIST. OF NAGAON
ASSAM

VERSUS

NORTH EAST FRONTIER RAILWAY AND ANR.
(CONSTRUCTION ORGANISATION) REP. BY THE GENERAL
MANAGER/CONSTRUCTION
MALIGAON
GHY-11
KAMRUP (M)
ASSAM

2:CHIEF ENGINEER/CONSTRUCTION-2
NORTH EAST FRONTIER RAILWAY (CONSTRUCTION ORGANISATION) REP.
BY THE GENERAL MANAGER/CONSTRUCTION
MALIGAON
GHY-11
KAMRUP (M)
ASSAM

Advocate for : MR G N SAHEWALLA
Advocate for : SC
RAILWAY appearing for NORTH EAST FRONTIER RAILWAY AND ANR.

**BEFORE
HONOURABLE MR. JUSTICE N. KOTISWAR SINGH**

ORDER

Date : 06.04.2022

Heard Mr. R. Singha, learned counsel for the petitioners in this batch of petitions. Also heard Ms. G. Sharma, learned Standing Counsel, Railway appearing for the respondents in Arb.P. 34/2020 & Arb.P. 40/2020 and Mr. J.P. More, learned Standing Counsel, Railway appearing for the respondents in Arb.P. 38/2020.

Mr. Singha, learned counsel for the petitioners submits that Interim Resolution Professional has been appointed by the NCLT and accordingly, prays that these matters may be deferred for the time being.

In that view of the matter, list these matters again on 27.04.2022.

JUDGE

Comparing Assistant