

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 295 of 2026**

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DAKSHIN GUJARAT VIJ COMPANY LTD.

Versus

KUMAKA INDUSTRIES LIMITED

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Appearance:

MR SN SOPARKAR, SENIOR ADVOCATE FOR MS LILU K BHAYA(1705)
for the Petitioner(s) No. 1

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CORAM: HONOURABLE THE CHIEF JUSTICE MRS.**JUSTICE SUNITA AGARWAL**

and

HONOURABLE MR. JUSTICE D.N. RAY**Date : 09/01/2026****ORAL ORDER****(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)**

1. Heard Mr. S.N. Soparkar, learned senior counsel assisted by Ms. Lilu K. Bhaya, learned advocate appearing for the petitioner and perused the record, the present petition invoking extra ordinary supervisory jurisdiction of this Court under Article 227 of the Constitution of India has been filed seeking for quashing of the orders passed by the Executing Court in rejecting the objections of the petitioner and issuance of the attachment warrant on the computation given by the respondent/applicant in the Execution Case, on the premise that the Executing Court has gone beyond the decree/award in passing the orders impugned.

2. The attention of the Court is invited to the computation given by the respondent in the application for execution of the award passed by the learned Sole Arbitrator as also the objections filed by the petitioner herein. The matter requires consideration. The appeal under Section-37 of the Arbitration and Conciliation Act, 1996 has been filed by the petitioner-company wherein arguments have been heard substantially and the matter is kept on 13.01.2026.

3. We, therefore, post this matter on **13.01.2026**, to be heard alongwith the matter filed under Section-37 of the Act, 1996. Till the next date of listing, the further proceedings in Execution Case are kept in abeyance.

4. The Notice of the present petition is to be given to the learned counsel appearing in the matter under Section-37 of the Act, 1996 within a period of 24 hours, who may file their response on the next date fixed. Direct service is permitted.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

A. B. VAGHELA