

ORDER

OD-1

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

IA NO: GA/1/2026

AP/67/2025

UNION OF INDIA, REPRESENTED BY THE CHIEF
ENGINEER (CON)/B AND S, EASTERN RAILWAY

VS

M/S CONSTRUCTION ENGINEERS

BEFORE

HON'BLE JUSTICE GAURANG KANTH

Date: January 19, 2026.

Appearance:-

Mr. Ajit Kr. Mishra, Adv.

Mr. Abhishek Dey, Adv.

...for petitioner.

Ms. Sweta Gandhi, Adv.

...for respondent.

GA/1/2026

The Court:- The petitioner has preferred the present application seeking a direction upon the registry of this Court to transfer AP/67/2025 to the Commercial Division of this Court and to reclassify the same as commercial matter.

Learned counsel for the petitioner submits that AP/67/2025 was filed seeking stay of the operation of the award dated 16.06.2023 passed by this learned arbitral tribunal. Learned counsel for the petitioner states that he had inadvertently filed the said petition on the Original Side/Non Commercial Division of this Court instead of Commercial Division. That being the case the petitioner seeks for transfer of the present petition to the Commercial Division and for consequence changes in its nomenclature.

Learned counsel for the respondent has no objection to the present application. There is no dispute that the present petition ought to have been filed in the Commercial Division of this Court.

In view thereof, the registry is directed to transfer AP/67/2025 to the Commercial Division of this Court and to effect necessary changes in its classification and nomenclature in accordance with law. The same shall be done within a period of four weeks.

With the aforesaid direction, the present application stands disposed of.

AP/67/2025

The matter will appear on 24th February, 2026.

(GAURANG KANTH, J.)

R. D. Barua