

OCD-4

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

AP-COM/524/2026

ELLENBARRIE INDUSTRIAL GASES LTD
VS
BALAJI INDUSTRIAL GASES

BEFORE:

The Hon'ble JUSTICE GAURANG KANTH

Date : 31st July, 2026.

Appearance:

Mr. Shaunak Ghosh, Adv.

Mr. Rajib Mullick, Adv.

Ms. Divya Agarwal, Adv.

...for the petitioner

The Court: Affidavit of service is taken on record.

Despite service, none appears for the respondent.

The petitioner has preferred the present petition under Section 29A(4) of the Arbitration and Conciliation Act, 1996, seeking extension of the mandate of the Arbitral Tribunal for completion of the arbitral proceedings and publication of the arbitral award.

Learned Counsel for the petitioner submits that this Court vide order dated 09.01.2026 had extended the mandate of the Arbitral Tribunal for a period of six months. Now the mandate has expired on 08.07.2026. Learned Counsel for the petitioner further submits that the matter is presently at the stage of recording of respondent's evidence.

Upon consideration of the submissions of both the parties and the materials placed on record, this Court is satisfied that there has been no undue or unwarranted delay on the part of the learned sole Arbitrator in conducting the proceedings.

Having regard to the advanced stage of the proceedings and in the interest of justice, the mandate of the learned sole Arbitrator is extended further for a period of eight months from today.

The learned sole Arbitrator is requested to make all reasonable endeavours to conclude the arbitral proceedings and publish the arbitral award within the extended time period.

With the aforesaid observations, the present petition stands disposed of.

(GAURANG KANTH, J.)