

OC-45

AP-COM/258/2024
[Old case no. AP/163/2022]
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL DIVISION

PHOENIX OVERSEAS LIMITED
VS
NATRAJ PROTEINS LIMITED

BEFORE:

The Hon'ble JUSTICE SHAMPA SARKAR

Date : 16th April, 2025.

Appearance:
Mr. Bhaskar Roy, Adv.
Ms. Megha Chanda, Adv.
. . .for the petitioner.

The Court: Heard learned advocate for the petitioner. None appears on behalf of the respondent. No accommodation is prayed for. Notice be issued to the learned advocate-on-record of the respondent.

Prima facie, this Court finds that the procedure for appointment of an Arbitrator has failed. The petitioner has approached this Court under Section 11 of the Arbitration and Conciliation Act, 1996. It is contended that part cause of action has arisen within the jurisdiction of this Court, i.e. the goods to be supplied by the respondent were to be delivered at Gour, Malda and part of the goods were also received by the petitioner at Gour, Malda.

Let this matter appear in the list under the heading "Adjourned Motion" on 8th May, 2025 at 10.30 a.m.

(SHAMPA SARKAR, J.)

sp/