

OD 13

ORDER SHEET

AP/132/2024

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

PROGRESSIVE CONSTRUCTION CO.
VS
BBT ELEVATED ROAD PVT. LTD.

BEFORE:

The Hon'ble JUSTICE SHAMPA SARKAR

Date: 5th November, 2024.

Appearance:
Mr. Sanjib Kumar Mal, Adv.
Mr. Atanu Roychaudhuri, Adv.
Mr. Pushan Majumder, Adv.
...for the petitioner

The Court: Affidavit of service filed today is taken on record.

Despite service, none appears on behalf of the respondent.

It is contended by Mr. Mal, learned advocate for the petitioner/claimant that an IRP appointed by the NCLT, Kolkata was representing the respondent before the learned Arbitrator. The mandate of the learned Arbitrator expired on July 1, 2024. It is submitted that the evidence of the claimant is over.

Considering the substantial progress made in the arbitration proceeding, this Court is of the prima facie view that this should be a fit case where the

extension should be granted to enable the learned Arbitrator to make and publish the award.

However, learned advocate Ms. Pooja Sah accepted service but is not before the Court. Fresh notice along with a copy of this order be issued upon Ms. Pooja Sah, learned advocate and also upon the IRP who has been appointed by the NCLT with regard to the asset of the respondent.

Let this matter appear on 18th November, 2024.

Affidavit of service to be filed on the next returnable date.

This is the last opportunity that is being given to the representative of the respondent to contest the matter.

(SHAMPA SARKAR, J.)