

OCD-28

ORDER SHEET
EC/294/2023
IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE
(Commercial Division)

KOTAK MAHINDRA BANK LTD.
VS
MANJANA KUMAR BISWAL AND ANR.

BEFORE:

The Hon'ble JUSTICE MOUSHUMI BHATTACHARYA

Date : 9th June, 2023

Appearance:

Ms. Shrayashee Das, Adv.

Ms. Ranjana Ghosh, Adv.

..for the petitioner

The Court: The Execution Case relates to an Award dated 5th February, 2020. The Award was for a sum of Rs.13,27,887/- along with interest.

The award-holder, represented by the advocate-on-record, submits that the period for applying for setting aside of the Award under Section 34 of the 1996 Act has expired and that the award-debtors have not made any application under the said provision to the best of the knowledge of the award-holder. It is also submitted that the award-holder is not aware of the assets of the award-debtors.

Since the Award is more than two years old, the Department is directed to issue a notice under Order XXI Rule 22(1) of The Code of Civil Procedure, 1908.

List this matter after 10 weeks. The Department is directed to file a Report.

(MOUSHUMI BHATTACHARYA, J.)

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