

ODC-13

ORDER SHEET

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

EC/324/2021

CENTRAL INLAND WATER TRANSPORT CORPORATION LIMITED
Versus
LMJ SHIPPING PVT. LTD.

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 18th January, 2022.

[Via video conference]

Appearance:

Mr. Ashok Kumar Jena, Adv.

Mr. Priyankar Saha, Adv.

Mr. Nirmalya Dasgupta, Adv.

The Court: This is an application for execution of an award dated 11th April, 2019. It is submitted on behalf of the petitioner that the challenge to the said award was dismissed by an order dated 25th November, 2019. There has no appeal against the said order and the same had attained finality. The award dated 11th April, 2019 has become final, binding and enforceable. The award is for a sum of approximately Rs.2.25 crore. The judgment debtor is represented and submits that in accordance with the Order XXI Rule 22(4), the judgment debtor has a right to file an objection at this stage of the proceeding.

I have heard the parties.

I am of the view that at this ad-interim stage there shall be an order in terms of prayer (c) of the Tabular Statement insofar as the immovable properties of the judgment debtor are concerned. I clarify that there shall be no order at this stage insofar as the bank accounts of the judgment debtor are concerned. The judgment debtor is granted liberty to file an affidavit within a period of two weeks from date; Reply, if any, be filed within three days thereafter.

Let this matter appear on 15th February, 2022.

(RAVI KRISHAN KAPUR, J.)