



OCD-3

ORDER SHEET

IA NO. GA/1/2023

In

AP/808/2022

IN THE HIGH COURT AT CALCUTTA

Ordinary Original Civil Jurisdiction

ORIGINAL SIDE

(Commercial Division)

THE STATE OF WEST BENGAL

VS

M/S. B B M ENTERPRISE

BEFORE:

The Hon'ble JUSTICE MOUSHUMI BHATTACHARYA

Date : 13th July, 2023.

Appearance:

Mr. Sakya Sen, Adv.

Ms. N. Adhya, Adv.

...for the applicant/award-holder

Mr. Priyankar Saha, Adv.

Mr. Paritosh Sinha, Ld. AOR

Mr. Arindam Mandal, Adv.

Mr. Shourya Samanta, Adv.

...for State

The Court: Learned counsel appearing for the applicant/award-holder and the respondent/award-debtor have handed up their respective short points.

Counsel for the respondent/award-debtor has also placed and argued the additional point of the application being not maintainable since the application has been made in a disposed-of application.



The decision of *(2009) 2 SCC 164* which is relevant to this point will be considered by this Court. All the other decisions which are on the merits of the dispute, namely, the subject matter of the Section 34 application will not be considered in the judgment which will be passed.

List this matter on 20th July, 2023.

(MOUSHUMI BHATTACHARYA, J.)

R.Bhar