

IN THE HIGH COURT AT CALCUTTA
[CIRCUIT BENCH AT PORT BLAIR]

FMAT/1/2026
IA No.CAN/1/2026

M/s Andaman Timber Industries Ltd.

Vs.

The Collector, Land Acquisition and another

Mr. Arul Prasanth ... for the appellant

Mr. Rakesh Kumar ... for the respondents

With

FAT/4/2026
IA No.CAN/1/2026

The Collector, Land Acquisition and another

Vs.

M/s Andaman Timber Industries Ltd.

Mr. Rakesh Kumar ... for the appellants

Mr. Arul Prasanth ... for the respondent

July 28, 2026
[SR]
Item No.1

1. This Court has, in two orders dated 16th March, 2026 and 21st April, 2026, directed the respondents, who has filed an independent appeal being FMAT/1/2026 and also in FAT/4/2026 filed by the land loser, to deposit the amount assessed by the L.A.Court, being the Additional District Judge, Port Blair to deposit the assessed amount of Rs.28.48 crores for acquiring 1928 sq.mtrs of prime land. The said amount was assessed on 28th January, 2026. No deposit has been made by the Collector or the Administration till date.

2. On the prayer made by the counsel for the Administration, let this matter stand adjourned and be listed on Monday (03.08.2026) for the Court to ascertain if the deposit referred to hereinabove has been made.

3. Learned Counsel for the Administration submits that a Special Leave Petition Diary No.43824 of 2026 has been filed against the order of Coordinate Bench dated 21st April, 2026. There is no stay as on date.

4. It is now well settled that the award of the L.A.Collector held by the special L.A.Court, would amount to a money decree and there cannot be unconditional stay of money decree in an appeal filed by the judgment debtor.

5. It is made clear that in default of making deposit not only would FAT/4/2026 stand automatically dismissed but would have a serious bearing upon the merits of FMAT/1/2026.

6. List it accordingly.

(Rajasekhar Mantha, J.)

(Partha Sarathi Sen, J.)