

ORDER SHEET
APO 52 OF 2021
WITH
AP 308 OF 2020
IN THE HIGH COURT AT CALCUTTA
Civil Appellate Jurisdiction
ORIGINAL SIDE

CUPRUM BAGRODIA LTD
VERSUS
GAINWELL COMMOSALES PVT LTD

BEFORE:
The Hon'ble JUSTICE I. P. MUKERJI
The Hon'ble JUSTICE MD. NIZAMUDDIN
Date : 20TH April, 2021.

Appearance :
Mr. Ranjan Bachawat, Sr. Adv.
Mr. R. Kajaria, Adv.
Mr. D. Ghosh, Adv.
Mr. S. Roy Chowdhury, Adv.

Mr. S. N. Mitra, Sr. Adv.

The Court : This is an appeal from an order passed in an application under Section 9 of the Arbitration & Conciliation Act, 1996 dismissing the application.

Mr. Bachawat, learned senior advocate appearing for the appellant submits that since the institution of the appeal, the arbitral tribunal has been constituted vide the order of this Court passed on 9th March, 2021. The appeal need not be proceeded to it.

In the above situation, this appeal is treated on the day's list dispensing with all formalities. It is disposed of on the basis of the above submission.

Needless to say that any observation or finding of this Court in the Section 9 application would only be taken as tentative when the question of final determination of those issues arises before the tribunal.

(I. P. MUKERJI, J.)

(MD. NIZAMUDDIN, J.)