

AP/98/2021

IN THE HIGH COURT AT CALCUTTA  
ORDINARY ORIGINAL CIVIL JURISDICTIONHINDUSTAN CONSTRUCTION COMPANY LIMITED  
VERSUS  
KOLKATA METROPOLITAN DEVELOPMENT AUTHORITYBEFORE:  
THE HON'BLE CHIEF JUSTICE PRAKASH SHRIVASTAVA  
DATE : 22<sup>ND</sup> FEBRUARY, 2022

[Via Video Conference]

## APPEARANCE:

Mr. Ranjan Bachawat, Sr. Advocate  
Mr. Ayan Banerjee, Advocate  
Mr. Arijit Bhowmick, Advocate  
.....for the applicant.  
Mr. Kishore Dutta, Sr. Advocate  
Mr. Sirsanya Bandopadhyay, Advocate  
Ms. Sanchari Chakraborty, Advocate  
Mr. Soumik Chakraborty, Advocate  
.....for the respondent

The Court: This application under Section 11 of the Arbitration and Conciliation Act, 1996 has been filed for appointment of arbitrator to resolve the dispute between the parties.

This Court after considering the arbitration agreement and the rival submission of Counsel for the parties had passed the detailed order dated 18<sup>th</sup> January, 2022 proposing the name of Justice Debi Prosad Dey, retired Judge of this Court for appointment as arbitrator and had directed to obtain his declaration in terms of Section 12(1) in the prescribed form in the Sixth Schedule of the Act.

The declaration as directed by this Court has been received from the proposed arbitrator who has no objection in conducting the arbitral proceedings.

Hence, the present AP is disposed of by appointing Justice Debi Prosad Dey, retired Judge of this Court as the sole arbitrator to resolve the dispute between the parties.

(PRAKASH SHRIVASTAVA, C.J.)