

24.08.2023
ASR 14.

FMAT (ARBAWARD) 22 of 2023
With
CAN 1 of 2023

HDB Financial Services Ltd.
Vs.
Arunava Chakraborty

Mr. Ranjit Singh
Mr. Dhillon Sengupta
.....for the Appellant

Ms. Sweta Gandhi
.....for the Respondent

Re : CAN 1 of 2023

After having heard learned counsel for the parties, we do not think it fit to keep the appeal pending as the interim application is due for hearing on its returnable date, before the learned court below.

The entirety of the subject matter of the interim application is remitted back to the learned court below to consider all points in issue including the effect of the arbitration clause, by hearing both the parties and by a reasoned order.

The appeal and the connected application are disposed of.

(I. P. Mukerji,J.)

(Biswaroop Chowdhury,J)