

ODC-16, 24 & 30

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA  
Ordinary Original Civil Jurisdiction  
ORIGINAL SIDE  
(Commercial Division)

EC/480/2022

HIRANMAYE ENERGY LIMITED  
VS  
INDIA COKE AND POWER PRIVATE LIMITED

AND

AP/717/2022

M/S INDIA COKE AND POWER PVT LTD  
VS  
M/S HIRANMAYE ENERGY LTD

AND

AP/718/2022

INDIA COKE AND POWER PVT LTD  
VS  
HIRANMAYE ENERGY LTD

BEFORE:

The Hon'ble JUSTICE SHEKHAR B. SARAF

Date : 29<sup>th</sup> March, 2023

Appearance:

*Mr. Rohit Das, Adv.*

*Ms. Kishwar Rahman, Adv.*

*Mr. Rahul Pandey, Adv.*

The Court: Counsel on behalf of the award-debtor submits that he is willing to secure the awarded sum along with interest till date. He submits that he has specific instructions from this client on the same.

In light of the same, the award-debtor is directed to deposit the awarded sum by way of cash deposit within a period of six weeks and also put in a bank guarantee for the interest amount from the date of the award till 30<sup>th</sup> March, 2023 before the Registrar, Original Side within a period of six weeks. The Registrar, Original Side is directed to invest the amount received in an interest bearing fixed deposit account.

Upon compliance of the above order, the arbitration award shall remain stayed and the execution application shall stand over till the disposal of the Section 34 application.

With regard to AP/717/2022, i.e. the Section 34 application, parties are directed to exchange their affidavits. Affidavit-in-opposition be filed within six weeks from date; reply thereto, if any, within three weeks thereafter.

Petitioner is directed to serve amended copy of the Section 34 petition within a period of one week from date.

The Section 36 application being AP/718/2022 is disposed of.

(SHEKHAR B. SARAF, J.)