

Item No.8
03.04.2024
Court. No. 19
GB

C.O. 2423 of 2023

Efcalon The Tie Up Private Ltd.
Vs.
Startrack Agency Private Limited

*Mr. Dwaipayan Basu Mallick,
Mr. Tapajit Das*

...for the Petitioner.

By this application, the petitioner seeks expeditious disposal of the Arbitration Execution Case No.7 of 2023, which is pending before the learned Judge, Commercial Court at Alipore.

Considering the submissions, this Court is of the view that the prayer of the petitioner is innocuous. Neither party stands to lose if a proceeding is disposed of expeditiously. In fact, such expeditious disposal shall enure to the benefit of the parties. Hence, there is no requirement for service of prior notice upon the opposite party.

Under such circumstances, the revisional application is disposed of with a direction upon the learned court to make a sincere endeavour to dispose of the execution case within a period of six months from the next date fixed. Adequate opportunity shall be given to the parties to contest the same.

This court has not expressed any opinion on the merits of the execution case. The learned court shall proceed independently and in accordance with law.

The revisional application is accordingly disposed of.

There shall be no order as to costs.

Parties are to act on the server copy of this order.

(Shampa Sarkar, J.)