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25.7.2025
Ct. No. 16
SB

RVW 67 of 2025
CAN 1 of 2025 (condonation of delay)
CAN 2 of 2025 (appropriate order)

Debanjan Dutta & Ors.
Vs.
M/s. Add Truck Commercial Private Limited

With

FMA 1030 of 2022

M/s. Add Truck Commercial Private Limited
Vs.
Debanjan Dutta & Ors.

Mr. Siddhartha Banerjee
Mr. Soumajit Majumder ... for the review petitioners

Mr. Shounak Mukhopadhyay
Mr. Ranjit Singh
Ms. Tultul Das
Mr. Ratul Das Banerjee ... for the respondent

CAN 1 of 2025

1. There is a delay of 25 days in filing the appeal.
2. We are satisfied with the explanation offered for not being able to file the appeal within the period of limitation. The delay of 25 days is condoned.
3. Accordingly, the application for condonation of delay is allowed and disposed of.

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4. We do not find any reason to review our order passed on 10.01.2025. This review is thoroughly misconceived. The apprehension of the petitioner that by reason of our

observation in paragraph 15 of the petition the applicant is precluded from raising a defence of full and final settlement is foreclosed is misconceived. We have not made any observation in that regard. It is for the Arbitral Tribunal or the appropriate forum to decide any such defence.

5. The review petition and applications are disposed of.
6. Since no affidavit-in-opposition is called for, all allegations are deemed to have been denied.

(Soumen Sen, J.)

(Biswaroop Chowdhury, J)