

DL-29

12.05.2026

Court No.37
[Bench ID-266046]
(AD)

In the High Court at Calcutta

Civil Appellate Jurisdiction
Appellate Side

FMAT (ARBAWARD) 46 of 2025
with
IA No.: CAN 1 of 2025

Dr. Amitava Chakravarty @ Dr. Amit Chakravarty
Vs.
Mr. Narayan Basu & Ors.

Mr. Gopal Chandra Ghosh, Ld. Sr. Advocate
Mr. Rajkrishna Mondal, Advocate
Mr. Nabakumar Karmakar, Advocate
Ms. Suravi Ghosh, Advocate
Ms. Sunandana Saha, Advocate
... for the Appellant

1. Appeal is against an order passed under Section 9 of the Arbitration and Conciliation Act, 1996.
2. Court is informed that, by an order dated February 5, 2026, application under Section 11 of the Arbitration and Conciliation Act, 1996 filed at the behest of the respondent was rejected.
3. Since, there is a finding by a Court that, the arbitration agreement did not mature for enforcement, we are of the view that, the impugned order cannot be sustained.
4. Order impugned being No.12 dated July 21, 2025 passed by the learned Additional District Judge, 3rd Court at Barasat, North 24-Parganas in Misc Case No.47 of 2024 (Arbitration) is set aside.

5. **FMAT (ARBAWARD) 46 of 2025** and **IA No.: CAN 1 of 2025** are **disposed of** without any order as to costs.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)