

OC-176

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

AP-COM/821/2026

THE NEW INDIA ASSURANCE COMPANY LIMITED
VS
BIRBHUM SHOPING MALL PRIVATE LIMITED AND ANOTHER

BEFORE:

The Hon'ble JUSTICE GAURANG KANTH

Date : 15th October, 2026.

Appearance:

Mr. Ishaan Saha, Adv.
Mr. A. K. Awasthi, Adv.
..for the petitioner

Mr. Amit Chatterjee, Adv.
Mr. Varun Kothari, Adv.
..for the respondents

The Court: This is an application filed by the petitioner under Section 36(2) of the Arbitration and Conciliation Act, 1996, seeking stay of the Award dated 31st March, 2026.

Learned Counsel for the respondents submits that the respondents are ready and willing to secure the awarded amount of Rs.12,67,09,281.40/- by way of cash deposit.

The respondents shall deposit the aforesaid amount in cash within a period of two weeks after the puja vacation before the Registrar, Original Side.

Once the awarded amount is deposited, the Registrar, Original Side shall keep the said amount in an interest bearing FDR with any nationalised bank with an auto renewal facility.

Subject to deposit of the said amount within the stipulated time period, there shall be a stay of the operation of the Award dated 31st March, 2026.

With the aforesaid direction, the present application stands disposed of.

(GAURANG KANTH, J.)

bp.