

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 3958 OF 2017

M/S. GOAN REAL ESTATE AND CONSTRUCTION LIMITED Appellant(s)

VERSUS

M/S. SHARMA KALYPSO PRIVATE LIMITED Respondent(s)

O R D E R

1. The present Civil Appeal arises out of the order dated 09.01.2015 passed by the High Court of Bombay at Goa allowing the application filed by the respondent under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short, 'the Act'). In the Special Leave Petition filed against the said order, this Court by order dated 27.04.2015, while issuing notice stayed the judgment and order passed by the High Court. In view of the said direction, the arbitration has not proceeded any further since 2015.

2. Mr. Anshuman Srivastava, learned counsel appearing for the appellant submits that the order of liquidation has been passed against the respondent-Company by the National Company Law Tribunal (NCLT) and the same is evident from order dated 02.06.2022 in IA 1744/ND/2021 and IA 3505/ND/2021 in Company Petition No. (IB)-1887 (ND)/2019.

3. In view of the above submissions and the interim order passed by this Court on 27.04.2015, we are of the opinion that the present Civil Appeal challenging the order allowing application under Section 11 of the Act has become infructuous.

4. In this view of the matter, the Civil Appeal is disposed of.

.....J.
[PAMIDIGHANTAM SRI NARASIMHA]

.....J.
[ALOK ARADHE]

NEW DELHI;
SEPTEMBER 24, 2026

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 3958/2017

M/S. GOAN REAL ESTATE AND CONSTRUCTION LIMITED Appellant(s)

VERSUS

M/S. SHARMA KALYPSO PRIVATE LIMITED Respondent(s)

Date : 24-09-2026 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ALOK ARADHE

For Appellant(s) : Mr. Mahesh Agarwal, Adv.
Mr. Anshuman Srivastava, Adv.
Mr. Himanshu Saraswat, Adv.
Ms. Nidhi Sri, Adv.
Mr. E. C. Agrawala, AOR

For Respondent(s) : Mr. Subhasish Mohanty, AOR
Mr. Mata Prasad Singh, Adv.
Mr. Ravi Bhushan Pandey, Adv.
Mr. Yashvardhan Sinha, Adv.
Mrs. Prema Kumari Gupta, Adv.
Mr. Umesh Kumar Shukla, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. The Civil Appeal is disposed of in terms of the Signed Order.
2. Pending application(s), if any, shall stand disposed of.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
ASSTT. REGISTRAR(NSH)

(Signed Order is placed on the file)