ITEM NO.11 COURT NO.12 SECTION XI-A

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

Petition(s) for Special Leave to Appeal (C) No(s). 38249/2026

[Arising out of impugned final judgment and order dated 18-08-2026 in ARB. A No. 3/2025 passed by the District Juge-cum-Commercial Appellate Court, Cuttack, Odisha]

CHHATTISGARH STATE AGRICULTURE MARKETING (MANDI) BOARD Petitioner(s)

VERSUS

M/S. E-SQUARE AND SYSTEM TECHNOLOGIES (P) LIMITED Respondent(s)

(FOR ADMISSION)

Date : 17-11-2026 This petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE ARUN PALLI

For Petitioner(s) :
Mr. Apoorv Kurup, Sr. Adv.
Mrs. Prerna Dhall, Adv.
Mr. Ambuj Swaroop, Adv.
Mr. Shashi Kant, Adv.
Mr. Avinash Singh, Adv.
Mr. Prashant Singh- 3583, AOR

For Respondent(s) :

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

1. Heard Mr. Apoorv Kurup, learned senior counsel appearing for the petitioner.

2. Learned senior counsel drawing attention to Annexure P-5(page 101 pdf 126) submits that the Award was dispatched on 17th December, 2019 and was received on 24th December, 2019. Learned senior counsel submits that

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Date: 2026.11.18 16:53:53 IST
Reason:

taking 90 days from 24th December, 2019, the period would expire on 24th March, 2020. Learned senior counsel submits that on 15th March, 2019, the Covid extension orders kicked in which protected the petitioner till 90 days after 28th February, 2022. It is further submitted that on 31st March, 2021, the petitioner filed a Writ Petition which ultimately attained finality by virtue of an order passed by this Court on 21st November, 2023 in SLP(Civil) No.16726 of 2021. Learned senior counsel submits that an application under Section 34 of the Arbitration and Conciliation Act, 1996 was filed on 2nd December, 2023.

3. Applying the Covid extension orders and the principles enshrined in Section 14 of the Limitation Act, 1963, learned senior counsel contends that Section 34 application was within time.

4. Issue notice, returnable on 18th January, 2027.

5. Learned senior counsel submits that already 75% of the Award amount has been deposited before the Commercial Court, Cuttack, Odisha.

6. Till the next date of hearing, there shall be stay of execution proceedings in Execution Petition No.598 of 2022 bearing Registration No.402 of 2022 pending before the Court of the Senior Civil Judge-cum-Presiding Officer, Commercial Court, Cuttack, Odisha.

(ANITA MALHOTRA)
DEPUTY REGISTRAR

(NIKITA SINGH)
COURT MASTER