

ITEM NO.60

COURT NO.17

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No. 18809/2026

[Arising out of impugned judgment and order dated 23-04-2026 in CMJ No. 1178/2025 passed by the High Court of Judicature at Patna]

M/S B PRASAD AND CO.

Petitioner(s)

VERSUS

THE EXECUTIVE ENGINEER (C)

Respondent(s)

(IA No. 163718/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 163716/2026 - EXEMPTION FROM FILING O.T.)

Date : 26-05-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) :Mr. Shaurya Sahay, AOR
Mr. Aditya Shanker Pandey, Adv.
Mr. Aman Jaiswal, Adv.
Ms. Sharvi Sharma, Adv.
Mr. Ashish Singh, Adv.

For Respondent(s) :

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

1. Mr. Shaurya Sahay, learned counsel for the petitioners submits that the High Court in para 1 has directed that the two petitions filed under Section 34 and 36 of the Arbitration and Conciliation Act, 1996 (hereinafter referred as 'the Act') by the respondent has been disposed of at the earliest and on that basis has stayed the Execution Case No. 284/2022 filed by the petitioner herein.

2. Learned counsel submits that what has been overlooked is that there is no petition under Section 34 of the Act on the file of the

Trial Court since the said petition has been dismissed for default.

3. Issue notice, returnable on 27.07.2026.

(LOKESH ARORA)
SENIOR PERSONAL ASSISTANT

(KOMAL)
COURT MASTER (NSH)