

ITEM NO.55

COURT NO.13

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(s) for Special Leave to Appeal (C) No(s). 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 : 27-07-2026 This matter was called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. Shaurya Sahay, AOR
Mr. Aman Jaiswal, Adv.
Ms. Sharvi Sharma, Adv.

For Respondent(s) Mr. Uddyam Mukherjee, AOR

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

1. At the outset, Mr. Shaurya Sahay, learned counsel for the petitioner(s) submits that there is an inadvertent error committed by the petitioner's counsel, during the course of hearing on 26.05.2026. Learned counsel submits that a statement was made that the petition under Section 34 of the Arbitration & Conciliation Act, 1996 has been dismissed on default. The same is not correct. In fact, on 21.11.2025 long before the order of this Court dated 26.05.2026, the arbitration petition had been restored to the record.

2. Mr.Uddyam Mukherjee, learned counsel for the respondent(s) seeks two weeks time to file a counter affidavit.

3. Let the needful be done.

4. Rejoinder to the counter be filed within one week thereafter.

5. List on 01st September, 2026.

(NIRMALA NEGI)
ASTT. REGISTRAR-cum-PS

(MANOJ KUMAR)
COURT MASTER (NSH)