

ITEM NO.4 Court 2 (Video Conferencing)

SECTION XVI

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

SPECIAL LEAVE PETITION (CIVIL) .....Diary No(s).8938/2020

(Arising out of impugned final judgment and order dated 23-09-2019 in AP No.232/2019 passed by the High Court at Calcutta)

EASTERN RAILWAY THROUGH ITS DEPUTY CHIEF  
COMMERCIAL MANAGER

Petitioner(s)

VERSUS

R.K. ASSOCIATES AND HOTELIERS PRIVATE LIMITED

Respondent(s)

(FOR ADMISSION and I.R. and IA No.54382/2020-CONDONATION OF DELAY IN FILING and IA No.54384/2020-CONDONATION OF DELAY IN REFILING/CURING THE DEFECTS and IA No.54388/2020-APPLICATION FOR EXEMPTION FROM FILING ORIGINAL VAKALATNAMA/OTHER DOCUMENT  
IA No.54388/2020 - APPLICATION FOR EXEMPTION FROM FILING ORIGINAL VAKALATNAMA/OTHER DOCUMENT  
IA No.54382/2020 - CONDONATION OF DELAY IN FILING  
IA No.54384/2020 - CONDONATION OF DELAY IN REFILING/CURING THE DEFECTS)

Date : 25-08-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE S. ABDUL NAZEER  
HON'BLE MR. JUSTICE SURYA KANT

For Petitioner(s) Mr. Vikramjit Banarjee, ASG  
Mr. Prashant Singh B., Adv.  
Mr. Siddharth Sinha, Adv.  
Mr. Raj Bahadur Yadav, AOR

For Respondent(s) Mr. Gagan Gupta, AOR  
Mr. Umang Raj, Adv.

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

The Court is convened through Video Conferencing.  
Delay condoned.

The application for exemption from filing original vakalatnama is allowed.

.....2/-

Heard learned counsel for the petitioner as also the learned counsel, who appears on caveat, on behalf of the respondent.

Taking into consideration the amount involved and the time of the dispute, we are not inclined to interfere with the impugned order passed by the High Court allowing the application for a substitute arbitrator filed by the respondent herein.

The special leave petition is, accordingly, dismissed.

However, the question of law is kept open.

**(RAJ RANI NEGI)**  
**ASSISTANT REGISTRAR**

**(SATISH KUMAR YADAV)**  
**DEPUTY REGISTRAR**