ITEM NO.36 COURT NO.6 SECTION XVI

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.37221/2026

[Arising out of impugned final judgment and order dated 12-08-2026 in AP-COM No.607/2026 passed by the High Court at Calcutta]

ACUMEN (J) MARKETING PRIVATE LIMITED Petitioner(s)

VERSUS

THE HOOGHLY MILLS COMPANY LIMITED Respondent(s)

(With I.A. No. 324796/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 30-10-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE SHEEL NAGU

For Petitioner(s) **Mr. Shuvasish Sen Gupta, Adv.**
Mr. Sanchit Guru, Adv.
Mr. Jamnesh Kumar, Adv.
Mr. Abhishek Amritanshu- 3537, AOR

For Respondent(s)

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

1. Two substantial questions of law would arise for decision:

First, whether the Arbitrator could have published his award on 8th August, 2026 after the President had signed the warrant of appointment of such arbitrator as an Additional Judge of the High Court at Calcutta and a notification to that effect was duly published on 7th August, 2026 as well as when his mandate had ceased on 27th July, 2026?

Secondly, whether the Single Judge was justified in extending the mandate of the Arbitrator and thereby grant legitimacy to an award which

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Date: 2026.10.31 12:44:09 IST
Reason:

prima facie is *void ab initio*?

2. Issue notice, returnable on 28th November, 2026.

3. There shall be stay of operation of the arbitral award dated 08th August, 2026 till the next date of hearing.

(SAPNA BISHT)
ASTT. REGISTRAR-cum-PS

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)