OD – 10

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

AP/161/2026
RINA GHOSH
VS
RAMENDRA KUMAR BARMAN AND ANR

BEFORE
HON'BLE JUSTICE GAURANG KANTH
Date: October 06, 2026.

Appearance:
Ms. Labanyasree Sinha, Adv.
Ms. Swagata Ghosh, Adv.
…for the petitioner

The Court:- Affidavit of service is taken on record. Despite service, none appears on behalf of the respondent.

This is an application filed by the petitioner under Sections 14 and 15 read with Section 11 of the Arbitration and Conciliation Act, 1996, seeking termination of the mandate of the sole Arbitrator appointed by this Court vide order dated 21st July, 2025.

Learned counsel for the petitioner submits that this Court vide the said order had appointed Mr. Partha Pratim Roy (your Lordship then was) as a sole Arbitrator. It is submitted that subsequent to the said appointment, Mr. Partha Pratim Roy has been elevated as a Judge of this Court and is presently discharging judicial functions. Consequently, he has become *de-jure* unable to continue as an Arbitrator.

In view of the aforesaid supervening circumstances, the mandate of Mr. Partha Pratim Roy, the learned sole Arbitrator is hereby terminated under Sections 14 and 15 of the Act.

Accordingly, Mr. Ayan Banerjee (Mobile No: 9830916210) is appointed as a sole Arbitrator to adjudicate the disputes and differences that have arisen between the parties.

The sole Arbitrator shall proceed with the reference from the stage at which the proceedings stood immediately prior to the termination of the mandate of Mr. Partha Pratim Roy (your Lordship then was).

The learned Sole Arbitrator shall enter upon the reference after making the disclosure with Section 12 of the Act.

The learned Sole Arbitrator shall fix her remuneration in terms of the Fourth Schedule of the Act or as may be agreed between the parties.

A copy of this order shall be communicated by the petitioner to the learned sole Arbitrator for necessary action.

With the aforesaid directions, the present petition stands disposed of.

(GAURANG KANTH, J.)

R. D. Barua