

MS (Com) – 117/2024

**Present :: Ishani Chakravarty Banerjee (J.O Code.WB00890)
Judge, Commercial Court at Rajarhat
North 24 Parganas.**

CNR: WBNP19-000032-2024

**13
05.08.2025**

Today is fixed for filing show-cause by the defendant, i.d. ex-parte.

The learned Advocate for the plaintiff appears and files a hazira along with a photocopy of the order dated 10.06.2025 passed by the Hon'ble High Court at Calcutta in FMA 710 of 2025, supported by a firisti.

The defendant takes no steps.

None moves or appears on behalf of the defendant on repeated calls.

It is now at 12.10 PM.

Heard the learned Advocate for the plaintiff. It is submitted that the plaintiff had preferred an appeal before the Hon'ble High Court challenging the order dated 04.03.2025 passed by this Court. However, the Hon'ble High Court, by its order dated 10.06.2025 in FMA 710 of 2025 with CAN 1 of 2025, dismissed the appeal and affirmed the order passed by this Court.

Upon perusal of the case record, it appears that defendant nos. 1 to 6 entered appearance in the suit on 02.05.2024 by filing fresh Vakalatnama and had been contesting the matter till 04.03.2025. However, after this Court refused to allow the plaintiff's application under Order XXXIX Rules 1 & 2 read with Section 151 CPC by order dated 04.03.2025, the defendants have not appeared or taken any steps. They remained unrepresented both on the previous date, i.e., 15.05.2025, as well as today.

In view of the above, and considering the continued absence of defendant nos. 1 to 6, the instant suit shall proceed **ex parte** against defendant nos. 1 to 6.

Fix **26.11.2025** for ex-parte hearing of the Suit.

Sd/- Ishani Chakravarty Banerjee

**Judge
Commercial Court,
Rajarhat, North 24 Parganas**