

MS (Com) –35/2025

Dilip Kumar Chatterjee Vs State of West Bengal & Ors

Present :: Shubhankar Biswas (J.O Code.WB00918)
Judge-In-Charge, Commercial Court at Rajarhat
North 24 Parganas.

CNR: WBNP19-000143-2025

11

09.03.2026

1. Today is fixed for hearing of the injunction applications and for filing of written objection against the injunction application as well as application under Order XXVI Rule 10A of the CPC in the meanwhile after serving copy upon the plaintiff.
2. Learned Advocate for the plaintiff appears and files hazira along with the following applications:
 - (i) An application under Order XI Rule 1(4) and Rule 5 of the CPC, as amended by the Commercial Courts Act, 2015, read with Section 151 of the CPC, registered as **I.A. No. 09/2026**, seeking leave to place on record the Proof Check Report dated 11.02.2026 issued by IIT, Madras.
 - (ii) An application under Order XI Rule 1(4) and Rule 5 of the CPC, as amended by the Commercial Courts Act, 2015, read with Section 151 of the CPC, registered as **I.A. No. 10/2026**, seeking leave to place on record the Technical Opinion dated 12.02.2026 issued by IIT, Kharagpur.
 - (iii) An application under Order XI Rule 5 of the CPC, as amended by the Commercial Courts Act, 2015, read with Section 151 of the CPC, registered as **I.A. No. 11/2026**, seeking production of site inspection sheets and field observation records prepared by R & BRI relating to the subject Road Project.
 - (iv) An application under Order XVI of the CPC read with Order XI Rule 5 of the CPC, as amended by the Commercial Courts Act, 2015, and Section 151 of the CPC, registered as **I.A. No. 12/2026**, seeking summoning of officers of R & BRI (Roads & Building Research Institute) to testify before this Court.
 - (v) An extension application, supported by an affidavit, registered as **I.A. No. 13/2026**, praying for extension of the ad-interim order dated 07.01.2026 passed by this Court.

(vi) An application under Section 151 of the CPC, registered as **I.A. No. 14/2026**, praying for confirmation of the ad-interim order dated 07.01.2026 and for making the same absolute.

Copies of the said applications have been served upon the learned Advocate for the defendant as per endorsement made therein.

3. Learned Advocate for the defendant appears and files hazira along with an application, supported by an affidavit, registered as **I.A. No. 15/2026**, praying for condonation of delay in filing written objection and other consequential reliefs. A copy has been served upon the learned Advocate for the plaintiff, who raises strong objection thereto.
4. The learned regular Presiding Officer is presently engaged in SIR process duty in compliance with the directions of the Hon'ble High Court at Calcutta, and the learned Additional District & Sessions Judge, FTC, 3rd Court, Barasat is in charge of this Court. Hence, the matter stands adjourned for the day.
5. Fix **16.06.2026** for hearing of the injunction applications and for filing of written objection against the injunction application as well as application under Order XXVI Rule 10A of the CPC in the meanwhile after serving copy upon the plaintiff.
6. The ad-interim order is extended till **16.06.2026**.

Sd/-
Judge-In-Charge
Commercial Court,
Rajarhat, North 24 Parganas