

**Present: Sri Srikumar Goswami (JO Code- WB00714)**

**Judge, Commercial Court at Alipore.**

**Title Suit 07 of 2019**

**CNR no. WBSP18-000022-2019**

Order No. 38

04.04.2022

In the matter of:  
Suit for declaration and  
injunction valued at Rs.12  
Crores.

And  
In the matter of:  
VISA Infrastructure Ltd.

Vs.  
In the matter of:  
State Bank of India & 21 ors.

**ORDERED**

Today is fixed for contested hearing of the Interlocutory Applications under Order VII Rule 11 of Code of Civil Procedure, 1908 (hereinafter referred to as CPC) being I.A nos. 135/2020 & 136/2020 filed by the Defendant nos.1 and 11 respectively along with an Interlocutory Application registered no. 03/2021.

Ld. Counsel appearing on behalf of Plaintiff and Defendant No. 1 file their respective haziras.

Other Defendants do not take any steps.

Now, the present record is taken up for hearing.

**I.A nos. 135/2020, 136/2020 & 03/2021**

Ld. Counsel, Mr. Reetobrota Mitra, appears on behalf of the Plaintiff and Mrs. Sumi Khatun, appears on behalf of the Defendant no. 11.

The Plaintiff is directed to submit a status report regarding each and every Defendant by the next date as fixed hereunder.

Defendant no. 11, being the Petitioner of the Interlocutory Application being no. 136/2020, has preferred the instant application under Order VII Rule 11 C.P.C.

None appears on behalf of Defendant No. 1 who has preferred the application being I.A. No. 135/2020 under Order VII Rule 11 for rejection of plaint. It also to be pertinently noted that Defendant no.

11 has filed another application being no. 3/2021 in terms of prayer exposed in the said application.

At the outset, I have heard and contemplated the interlocutory applications being no. 135/2020 and 136/2020 in part and heard the interlocutory application being no. 3/2021 in full.

The prayer made by the Defendant no. 11 in the interlocutory application being no. 3/2021 is considered and allowed as amalgamating the Punjab National Bank having its location station road Bhubaneswar-751001, P.S. Kharavel Nagar, Janpath, Bhubaneswar with the Defendant no. 11.

Therefore, the Plaintiff is directed to take necessary steps on the next date as fixed.

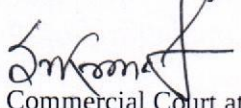
In respect of above averment the I.A. No. 3/2021 is hereby disposed of.

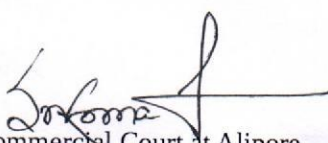
Fix **08.04.2022 at 1.00 p.m.** for Conclusion of hearing of the application being I.A no. 135/2020 under Order VII Rule 11 CPC filed by Defendant no. 1 & an application Under Order VII Rule 11 CPC I.A no. 136/2020 as filed by Defendant no. 11.

Both sides are directed to submit their written notes of argument in respect of the interlocutory applications under Order VII Rule 11 of the CPC, if it is not filed earlier, within the above schedule.

Both parties are to act forthwith on the basis of the downloaded copy of the ordersheet from the Web-site / Ecourts-App.

Dictated and corrected by me,

  
Judge, Commercial Court at Alipore,  
For South 24 Parganas, Purba Midnapore,  
Paschim Midnapore & Jhargram  
JUDGE  
COMMERCIAL COURT AT ALIPORE

  
Judge, Commercial Court at Alipore,  
For South 24 Parganas, Purba Midnapore,  
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JUDGE  
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