

Present: Sri Utpal Misra (JO Code:WB00659)
Judge, Commercial Court at Alipore.
Money Suit 03 of 2023
Renumbered as M.S(Com) 89/2023
Old Case No. Money Suit 294/2019
CNR no. WBSP18-000026-2023

Order no.13
24.07.2024

In the matter of :
Suit for recovery of money
Valued at Rs. 37,66,238.68/-

And
In the matter of :
M/S. NEXTGEN PRINTERS
PRIVATE LIMITED
Vs.
Saurabh Gupta

O R D E R E D

Today is fixed for fixing case management hearing regarding appointment of witness commissioner .

Plaintiff has filed hazira.

Now record is taken up for hearing.

Heard.

As per the Commercial Courts Act, 2015 as amended from time to time, this Court has the authority to proceed and regulate the admission of evidence by way of appointing one Ld. Advocate Commissioner for expeditious conclusion of the oral evidence.

Considering the early disposal of the case record as per case management procedure as adopted by the Commercial Courts Act, 2015, let **Sri. Kaushik Bandyopadhyay, Advocate, Mobile no. 9051754412/9830250840, email ID- law786kaushik@gmail.com** be hereby appointed as the Ld. Advocate Commissioner to record the evidence of the witness on behalf of the Plaintiff in the Conference Room of this Court during Court hours.

The Plaintiff is directed to pay the initial fees of Rs. 5,000/- only directly to the Ld. Commissioner and deposit the acknowledgements in original on **19.09.2024 at 11.00 a.m** and immediately thereafter, the Writ of the Commissioner will be issued.

The fees of the Ld. Advocate Commissioner is fixed @ Rs.5,000/- only per day including the expenses of her juniors, steno-typist and others.

After payment of initial remuneration to the Court Officer the writ shall be issued for further proceedings.

The Ld. Advocates on behalf of Plaintiff shall also serve the copies of their pleadings along with relevant documents positively upon the Ld. Advocate Commissioner in the meantime.

Plaintiff is directed to take steps for bringing witnesses at schedule date and hour as fixed by the Commissioner.

The Ld. Commissioner has liberty to mention the matter if the Commissioner needs any clarification.

The Ld. Advocate Commissioner is further requested to remain present on the day of recording the evidence and assist this Court in completing the oral evidence of the parties in terms of the Commercial Courts Act, 2015.

Bench Clerk is directed to put the case record before the Ld. Commissioner and to assist him during evidence.

Parties to act on the basis of the downloaded copy of this order from the Website/Ecourts App.

Dictated & corrected by me,

Sd/-

Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram

Sd/-

Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram