

Present: Sri Srikumar Goswami (JO Code: WB00714)

Judge, Commercial Court at Alipore.

Money Suit 14/2019

CNR no. WBSP18-000028-2019

Order no. 31

04.03.2021

*In the matter of :
Suit for recovery of money,
damages valued at
Rs. 1,08,30,783/- plus
interest.*

And

*In the matter of :
M/S C.R.C. Exports Pvt. Ltd.*

Vs.

*In the matter of :
M/s. MGA Realtors Pvt. Ltd.
& 3 ors.*

Appearance for the Plaintiff:

Mr. Samrat Mukherjee ... Ld. Counsel.

Appearance for the Defendants no. 1 & 3:

Mr. Pranab Bhattacharya

ORDERED

- 1. Today is fixed for hearing of the petition under Order XI Rule 21 CPC read with Section 151 CPC being I.A. no. 02/2021 and also for filing affidavit of admission and denial of documents by both sides.*
- 2. Plaintiff and Defendants no. 1 & 3 file separate haziras.*
- 3. Defendants no. 1 & 3 file affidavit of admission and denial in respect of the documents filed by the Plaintiff. Copy served and objected to.*
- 4. Defendants no. 1 & 3 also files list of witnesses. Copy served and objected to.*

I.A. no. 02/2021

5. *Plaintiff files reply to the application under Order XI Rule 21 CPC being registered as I.A. no. 02/2021. Copy served and objected to.*
6. *At this stage, the instant I.A. is taken up for hearing.*
7. *Heard both sides.*
8. *Plaintiff is directed to submit reply by affidavit, the documents as referred by the Defendant in their application dated 19.02.2021 mentioning each and every item, the status of document, whether such document is available or not, whether such document is in their custody or not, whether such document in in the possession of others and such affidavit must be made itemwise, positively by **17.03.2021 at 10.30 a.m.***
9. *The above order is for resolving the dispute between the parties expeditiously regarding submission of documents.*
10. *Further, the Defendants are directed to file an affidavit regarding their objection against the report by affidavit to be filed by the Plaintiff with their comments regarding their requirement of the documents with supporting proof.*
11. *The Defendants are also directed to submit the reply positively by **20.03.2021 at 10.30 a.m.***

Dictated and corrected by me,

Sd/-

Judge, Commercial Court at Alipore,
For South 24 Parganas, Purba Midnapore
and Paschim Midnapore.

Sd/-

Judge, Commercial Court at Alipore,
For South 24 Parganas, Purba Midnapore
and Paschim Midnapore.