

In the Commercial Court at Alipore
Present: Smt. Suparna Ray (JO Code: WB00711)

Title Suit (Com) No. 8 of 2025
Old Case No.- O.S Case No. 50 of 2018
(CNR No. WBSP18-000082-2025)

Capital Clinic & Nursing Home and 1 anr.

.....Plaintiffs

V/S

Sukumar Das and others.

.....Defendants

Order No. 04
14.01.2026

Today is fixed for awaiting further Order from Hon'ble High Court at Calcutta.

Hazira filed on behalf of the plaintiff through Ld. Advocate.

Ld. Advocate of the plaintiff is present.

Hazira filed on behalf of the defendant through Ld. Advocate.

Ld. Advocate of the defendant is present.

The plaintiff filed a petition along with the copy of the combined monthly list of cases for hearing of the Hon'ble High Court at Calcutta and prays time on the ground stated therein.

On the other hand, an affidavit has been filed on behalf of the defendant swearing inter alia that the revisional petition being no. 3711 of 2025 is pending before the Hon'ble High Court at Calcutta and no order of stay is passed by Hon'ble High Court at Calcutta in the said revisional application in any manner whatsoever in respect of the instant suit.

No objection raised by Ld. Advocate on behalf of the plaintiff against such affidavit of the defendant.

Considered.

Hence, it appears that there is no stay order of the Hon'ble High Court at Calcutta in the proceedings of the instant suit. Accordingly, I find no bar to proceed with the instant suit.

*Fix **13.03.2026 at 12:30 p.m to 1:00 p.m** for hearing on the point of maintainability of the instant suit.*

Plaintiff to file documents / copy of the order showing the stay order, if any, passed by the Hon'ble High Court at Calcutta in respect of the proceedings of the instant suit by or on the date fixed.

Dictated & corrected by me,

Sd/-

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

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