

Present: Sri Srikumar Goswami (JO Code: WB00714)

Judge, Commercial Court at Alipore.

Money Suit 24 of 2021

CNR no. WBSP18-000085-2021

Order no. 11
04.05.2022

In the matter of :
Suit for recovery of
declaration and
injunction valued at Rs.
6,64,32,911/-

And

In the matter of :
Machino Techno Sales
Limited

Vs.

In the matter of :
Machino Transport Private
Limited

ORDERED

Today is fixed for hearing of an application under Order VII Rule 11 read with Section 151 CPC being I.A no. 03/2021 by the Applicant / Defendant.

As per order dated 30.03.2022 the matter was fixed on 03.05.2022 but As per the notice of the Hon'ble High Court vide no. 1531-G dated 2nd May, 2022, 3rd May, 2022 was declared holiday for the High Court at Calcutta (including Circuit Benches at Port Blair and Jalpaiguri) as also for the Subordinate Courts of West Bengal including the Andaman & Nicobar Islands and the West Bengal Judicial Academy, on account of Eid-UL-Fitr.

Both parties file their hazias today.

I.A. No. 03/2021

Today Defendants files written notes of argument in connection with an application under Order VII Rule 11 read with Section 151 CPC being I.A. No. 03/2021 at the end of the fixed time of hearing.

Applicants / Defendants file a petition praying for time for hearing to the application under Order VII Rule 11 read with Section 151 CPC being I.A. No. 03/2021.

Heard, considered and prayer is allowed.

Plaintiff / Respondent file written notes of argument in connection with an application under Order VII Rule 11 read with Section 151 CPC being I.A. No. 03/2021. Copy not served.

Plaintiff / Respondent is directed to serve the written notes of argument in connection with an application under Order VII Rule 11 read with Section 151 CPC being I.A. No. 03/2021 upon the other side through any accepted mode of service with 48 hours and to file affidavit of service on the next date fixed.

Hence, the scheduled of date and time vide order dated 30.03.2022 is hereby modified to the following effect:

Fix,

02.06.2022 at 12 – 12:30 p.m. for hearing of an application under Order VII Rule 11 read with Section 151 CPC being I.A no. 03/2021 by the Applicants / Defendants.

03.06.2022 at 12 – 12:30 p.m. for hearing of an application under Order VII Rule 11 read with Section 151 CPC being I.A no. 03/2021 by the Respondent / Plaintiff.


08.06.2022 at 1:00 p.m. for Supplementary written notes of argument in connection with an application under Order VII Rule 11 read with Section 151 CPC being I.A no. 03/2021 by both sides.


I.A. No. 04/2022

To date i.e., **02.06.2022 at 12 – 12:30 p.m.** for filing objection of I.A. No. 04/2022, if any, in the meantime.

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

Dictated & corrected by me,


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


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