

Present: Sri Utpal Misra (JO Code: WB00659)
Judge, Commercial Court at Alipore
Title Suit No. 30/2023
CNR no. WBSP18-000146-2023

Order No. 05
21.12.2023

In the matter of:
Suit for Declaration, Perpetual
and Mandatory Injunction and
other appropriate reliefs
valued at Rs. 1,20,00,000/- only.

And

In the matter of:
Prakaash Bhutoria

Vs.

Tirupati Carrier Limited

ORDERED

Today is fixed for hearing of the injunction application as well as the hearing on the point of maintainability of the instant suit and also for adherence of the directions given in this Order.

Plaintiff, defendant no.1, 2 and 3 filed their respective haziras separately.

Defendant no. 1 filed an application praying for time to file written objection on the ground stated therein. Copy served.

Defendant no. 2 also filed a petition praying for time to file written objection on the ground stated therein. Copy served.

Considered and prayers of the petition are allowed.

Defendant nos. 1 and 2 have filed separate applications praying for time to file written statement on the ground stated therein. Copies are served.

Written statement within statutory period.

Defendant no. 3 files affidavit of competency. Let it be kept with the record.

Defendant no. 3 files statement of truth in respect of affidavit verifying written statement. Copy served. Let it be kept with the record.

*Defendant no. 3 also filed an application for acceptance of written statement. Copy served. Let the application be registered as **IA no. 03/2023.***

Plaintiff has filed a petition stating that they have preferred an appeal before the Hon'ble High Court at Calcutta being FMAT No. 551 of 2023 with CAN No. 1 of 2023 along with a copy of order dated 08.12.2023 and based on which plaintiff prays for an adjournment.

Considering all the case is adjourned today.

*Fix **22.01.2024 at 11:30 a.m** for further order.*

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*