

**Present: Sri Utpal Misra (JO Code:WB00659)**  
**Judge, Commercial Court at Alipore**  
**Title Suit 22 of 2022**  
**Renumbered as TS (Com) 44 / 2022**  
**CNR No. WBSP18-000185-2022**

Order no. 20  
15.05.2024

In the matter of :  
Suit for recovery of possession,  
damages and mesne profits  
valued at Rs.11,31,30,000/-  
And  
In the matter of :  
Macneill Properties LLP  
Vs.  
Orient Beverages Ltd. & Ors.

**ORDERED**

Today is fixed for hearing of the applications being I.A No. 4/2023, I.A No. 10/2023, I.A No. 09/2023 and I.A No. 23/2023 in presence of the parties.

Plaintiff and defendant nos. 1 and 8 have filed their respective haziras.

It appears from the record that vide order no. 19 dated 19.04.2024 as per application of the plaintiff under Order 1 Rule 10(2) of the CPC 1908, defendants/respondents No. 2 to 5, 6 and 18 have already been expunged from the instant suit.

So, considering that aspect **I.A No. 23/2023** filed by the defendant nos. 2 to 5, **I.A No. 10/2023** filed by the defendant no. 18 and **I.A No. 09/2023** filed by the defendant no. 18 have become infructuous and those applications are thus accordingly disposed off as rejected.

Defendant no. 6 has already filed an adjournment application but none moved the said application when the matter is taken up for hearing moreover, as it is already stated above that the name of the defendant no. 6 has already been expunged from the instant suit.

So, the instant adjournment application filed by the defendant no. 6 has got no merit and hence rejected. Plaintiff has filed an adjournment application praying for adjournment on the ground stated therein which is considered and allowed as last chance so far as I.A No. 04/2023 is concerned.

Ld. Lawyer on behalf of the defendant no. 8 as stated that they have already made their submissions in respect of the said application.

To **02.07.2024 at 1:00 to 1:30 p.m** for hearing **I.A No. 4/2023** on behalf of the plaintiff.

**I.A. No. 29/2024**

Plaintiff has filed an application praying for extension of ad-interim order of injunction dated 02.01.2023. Let the same be registered as **I.A. no. 29/2024**.

Prayer is considered and allowed.

Let the order of ad-interim injunction is extended till next date fixed.

**Let the I.A. No. 29/2024 be disposed off.**

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*