

**Present: Sri Utpal Misra (JO Code:WB00659)**

**Judge, Commercial Court at Alipore**

**Title Suit 22 of 2022**

**CNR no. WBSP18-000185-2022**

Order No. 05

23.02.2023

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.

In the matter of:  
Orient Beverages Ltd. &  
ors.

**ORDERED**

*Today is fixed for S/R, appearance and also for filing affidavit-in-opposition if any by the Defendants/Respondents to the injunction application being I.A. no. 02/2022.*

*Plaintiff and Defendant nos. 6, 8 file their respective haziras.*

*Defendant nos. 2 to 5 file vakalatma.*

*Defendants no. 2 to 5 file an application praying for time to file written objection to the injunction application being I.A. no. 02/2022.*

*Heard. Considered and prayer is allowed.*

*Defendants no. 2 to 5 files an application praying for time to file written statement.*

*Defendant no. 18 files an application praying for time to file written statement on the ground as stated therein.*

*Plaintiff files affidavit of service showing the service of plaint pertaining to the instant suit as per the order dated 18.01.2023 upon the Defendant no. 8 . Let the same be kept on record.*

*Plaintiff files affidavit of service showing the service of plaint pertaining to the instant suit upon the all Defendants. Let the same be kept on record.*

*Plaintiff files affidavit in opposition to the application under Order VII Rule 10 of the CPC being I.A. No. 04 of 2023. copy served.*

*Defendant no. 8 files affidavit in opposition to the injunction application being I.A. No. 02 of 2022. Copy served.*

*Defendant no. 6 files an application under Section 2(c) of the Commercial Courts Act, 2015 for dismissal of the suit. The same be registered as I.A. No. 06 of 2023. Copy served.*

***Defendant no. 6 files written statement by way of affidavit but does not file any acceptance petition of the written statement. Let the same be kept on the record.***

*Fix 24.03.2023 at 02.30 p.m. for filing affidavit-in-opposition to the injunction application being I.A. no. 02/2022 by the Defendants no. 2 to 5, 6, & 18.*

*As the Order VII Rule 10 of CPC being I.A. No. 04 of 2023 is pending as such the said application should be heard first.*

*To date for hearing of the application under Order VII Rule 10 of CPC being I.A. No. 04 of 2023 and also for hearing of the application under filed by the Defendant no. 6 being I.A. No. 06 of 2023 and objection, if any, by the Plaintiff.*

*To date for appearance of the remaining Defendants.*

***Written Statement within statutory period.***

**I.A. No. 05/2023**

*Plaintiff files an application praying for extension of adinterim order of injunction dated 02.01.2023. Let the same be registered as **I.A. no. 05/2023.***

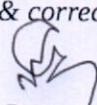
*Prayer is considered and allowed.*

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

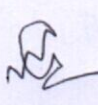
***Let the I.A. No.05/2023 be disposed off.***

*Both parties are to act on the basis of the downloaded copy of the ordersheet from the Web-site / 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

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

JUDGE  
COMMERCIAL COURT AT ALIPORE