

13-05-2025
Item No.110 ML
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.2128 of 2025
Gupta Power Infrastructure Limited & Anr.

-vs-
Canara Bank & Ors.

Mr. Krishnaraj Thaker, sr. adv.
Mr. Suddhasatva Banerjee, adv.
Mr. Ishaan Saha, adv.
Mr. Tanay Agarwal, adv.
Mr. Shivam Bhimsaria, adv.
Ms. Akansha Singhania, adv. ...for the petitioners

Mr. Supriyo Ranjan Mahapatra, adv.
Ms. Kishwar Rahman, adv....for respondents 1 & 7

Mr. Anirban Pramanick, adv.
Mr. Punarbasu Nath, adv. ...for Bank of Baroda

Mr. Onkar Ganguly, adv.
Mr. Ayanabha Raha, adv. ...for PNB

Mr. Moinak Bose, sr. adv.
Ms. Sristi Roy, adv.
...for the respondent no. 13

1. The Forensic Audit Reports relying upon which the banks have proceeded to declare the petitioners as fraud are impugned in the instant writ petition.
2. The petitioners pray for an interim order restraining the banks from taking any steps against them.
3. The prayer of the petitioners has been opposed by the respondents.
4. Learned senior advocate representing the thirteenth respondent being the auditor submits

that the writ petition is liable to be dismissed as several disputed question of facts are involved herein.

5. The issue in question, in my view, is to be decided upon exchange of affidavits by the parties.
6. Let affidavit-in-opposition be filed within four weeks from date; affidavit-in-reply, if any, by a week thereafter.
7. Liberty to mention the writ petition for final hearing on expiry of the stipulated time period.
8. The petitioners are at liberty to mention the matter in the event any further step is taken by the bank(s) during pendency of the instant writ petition.
9. Affidavit of service be taken on record.
10. All parties are to act on the server copy of this order duly downloaded from the official website of this court.
11. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]

