

11.11.2022
KC(4&5)

WPA 27005 of 2016
Kalipada Pal
-versus-
Union of India and Ors.
With
CAN 1 of 2019 (Old CAN No. 4506 of 2019)
With
CAN 4 of 2021
With
CAN 5 of 2022
With
CAN 6 of 2022
With
Original Side Matters
WP 275 of 2015
GA 896 of 2017
GA 315 of 2016
GA 2291 of 2015
GA 3765 of 2015
GA 4015 of 2015
With
APOT 287 of 2015
GA 2255 of 2015
GA 2256 of 2015
GA 1552 of 2018
With
GA 5 of 2022
With
WPA 25845 of 2016
Rose Valley Fields Employees, Union
(WB Circle) and Anr.
-versus-
Union of India and Ors.
With
CAN 1 of 2018 (Old CAN No. 4643 of 2018)

Mr. Subhasis Chakraborty,
Mr. Arindam Das,
Ms. Sushmita Mumari Singh,
Mr. Amit Chowdhury.....For the petitioner.

Mr. Tulsidas Roy,
Mr. Tarak Karan.....For the State.

Mr. Arup Nath Bhattacharyya,
Ms. Sayani Das,
Ms. Sreetama Biswas.....For Rose Valley.

Mr. Prasanta Kumar Dutt,
 Mr. Susanta Kumar Dutt,
 Mr. Syamantak Banerjee.....For the SEBI.

Mr. Bibekananda Sinha Ray.....For the C.B.I.

Mr. Partha Ghosh.....For the E.D.

Mr. D.K. Kundu,
 Mr. Arjun Basu.....For the R.B.I.

Mr. Anirban Ka,
 Mr. Sourodeep Sen.....For the Asset Disposal
 Committee.

Mr. Amit Chakrabarti,
 Mr. Sunil Singhanian.....For respondent
 nos. 11 and 12.

Re: CAN 6 of 2022 in connection with WPA 27005
 of 2022.

Let copies of this application (CAN 6 of 2022) be
 served on all parties, if not already served.

Let affidavits be exchanged according to the
 following direction.

Affidavit in opposition by 21st November, 2022.

Affidavit in reply by 28th November, 2022.

List this application along with the main writ on
 29th November, 2022.

Re: GA 5 of 2022 in connection with WP 275 of
 2015.

Considering the extent of jurisdiction conferred
 on this court by the orders of the Supreme Court in the
 ponzi matters concerning the company and also
 considering orders passed in similar matters, we allow
 this application (GA 5 of 2022) by restraining the
 parties from taking any steps in proceedings pending

before the National Company Law Tribunal, Consumer Forums and any court except the Supreme Court in relation to realisation of any debt against the applicant company or any company constituting the Rose Valley Group of Companies and also restrain them from taking any step or further steps in relation to the following proceedings:

1. The ROC, W.B. –vs- Rose Valley Real Estates Constructions : CP No. 1378/KB/2019,
2. Union of India through SFIO MCA –vs- Rose Valley Real Estates and Construction Ltd. and Ors. : CP No. 873/KB/2019 and CA No. 747/KB/2019,
3. Vidyasagar Misra –vs- Rose Valley Hotels and Entertainments Limited : C.P. (IB)/698(KB)2020,
4. The ROC –vs- Rose Valley Hotels and Entertainments Limited : C.P. No. 226/KB/2022.

The other connected applications are adjourned till 17th November, 2022.

(I.P. MUKERJI, J.)

(BISWAROOP CHOWDHURY, J.)