

OD-5

ORDER SHEET

IA NO.GA-COM/5/2024

In

CS-COM/1/2024

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE
(COMMERCIAL DIVISION)

KONSORTIA PROJECT PRIVATE LIMITED
VS.
MOHIT LAL SEAL AND ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 7th May, 2024.

Mr. Chayan Gupta, Mr. Rittick Chowdhury, Mr. Dwip Raj
Basu, Advocates for the plaintiff.

Mr. Shounak Mukhopadhyay, Mr. Kallol Saha, Ms. Monika Roy,
Advocates for applicant/defendant no.12.
Mr. D. Ghosh, Advocate for defendant nos.1 to 9.

The Court : This is an application filed by the defendant no. 12
for extension of time to file written statement in a suit filed in the
Commercial Division of this Court.

There is no dispute that the Writ of Summons has been served
on the applicant on 7th February, 2024. Although, the applicant was
obliged to file the written statement within 30 days from the date of receipt
of the Writ of Summons but did not do so. The time to file the written
statement can be extended subject to maximum 120 days on sufficient

cause being shown. 120 days from 7th February, 2024 has not expired as yet. The petitioner has filed this application on 2nd May, 2024, much ahead of the expiry of 120 days. The reasons shown for the delay which is considered to be satisfactory. The time to file written statement is extended till 17th May, 2024. Immediately after filing the written statement, a copy thereof with legible annexures shall be served by the defendant no.12 (applicant) to the plaintiff.

Nothing further remains to be adjudicated in this application.

The application being IA No.GA-COM 5 of 2024 is accordingly disposed of.

(ARINDAM MUKHERJEE, J.)

pa