

ORDER SHEET

OD-1, 17 & 18

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

IA No. GA-COM/1/2024
In
CS-COM/1/2024
KONSORTIA PROJECT PRIVATE LIMITED
VERSUS
MOHIT LAL SEAL AND OTHERS

IA No. GA-COM/2/2024
In
CS-COM/1/2024
KONSORTIA PROJECT PRIVATE LIMITED
VERSUS
MOHIT LAL SEAL AND OTHERS

IA No. GA-COM/7/2024
In
CS-COM/1/2024
KONSORTIA PROJECT PRIVATE LIMITED
VERSUS
MOHIT LAL SEAL AND OTHERS

BEFORE:
The Hon'ble JUSTICE ARINDAM MUKHERJEE
Date: 7th January, 2025.

Appearance:
Mr. Chayan Gupta, Adv.
Mr. Rittick Choudhury, Adv.
Mr. Dwip Raj Basu, Adv.
For the plaintiff/petitioner.

Mr. Debnath Ghosh, Sr. Adv.
Mr. Sudarsan Roy, Adv.
Mr. Debayan Ghosh, Adv.

Mr. Aziz Amir, Adv.
For the respondent nos. 1-9.

Mr. Rahul Karmakar, Adv.
Mr. Abir Lal Chakravorty, Adv.
Mr. S. K. Poddar, Adv.
For the respondent nos. 10 & 11.

Mr. Shounak Mukhopadhyay, Adv.
Mr. Kallol Saha, Adv.
For the respondent no.12.

The Court :- The suit and the connected applications have been assigned to this Bench. There are three pending applications being IA No. GA-Com/1/2024, IA No. GA-Com/2/2024 and IA No. GA-Com/7/2024.

Against an interim order passed in the application being GA-Com/1/2024 the respondent no.12 preferred an appeal which was pending till 2nd December, 2024. During the pendency of the appeal the Hon'ble Supreme Court on 18th November, 2024 has passed an order directing IA No. GA-Com/1/2024 shall be decided by the learned Single Judge in accordance with law on its own merit.

This direction was given irrespective of the pendency of the appeal. Subsequently the appeal has been disposed of.

In the aforesaid facts and circumstances, at the present there is no embargo in hearing the three applications. The parties consent that the three applications be heard together so that there is no possibility of any conflicting decision.

The affidavit-in-opposition by respondent nos. 1 to 9 and by respondent no.12 in GA- Com 1 of 2024 filed in Court today is taken on record.

Three affidavits in reply filed on behalf of the petitioner being one to the opposition by respondent nos. 1 to 9, the other to the opposition filed by the respondent nos. 10 and 11 and the third one against the opposition of respondent no.12 are taken on record.

The opposition by respondent nos. 1 to 9 in IA No. GA-COM/7/2024 has been filed. The respondent nos. 10 and 11 as also the respondent no.12 do not intend to use any opposition in the said applications.

The petitioner seeks two weeks time to file affidavit in reply to the affidavit in opposition used by the respondent nos. 1 to 9 in IA No. GA-COM/7/2024.

The time to file affidavit in reply is peremptorily extended till 30th January, 2025.

Let all the three applications appear in the list on 11th February, 2025.

(ARINDAM MUKHERJEE, J.)