

OCD 6

ORDER SHEET
EC/6/2023
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL DIVISION

KOTAK MAHINDRA BANK LTD.
VS
PRABIR CHAKROBARTY AND ORS.

BEFORE:
The Hon'ble JUSTICE SHAMPA SARKAR
Date: 31st January, 2025.

Appearance:
Ms. Shrayashee Das, Adv.
Mr. Rohan Kumar Thakur, Adv.
Mr. Tridibesh Dasgupta, Adv.
...for the award-holder

Mr. Subrata Bhattacharya, Adv.
...for the award-debtor no.1 and 3

Mr. Supratick Shyamal, Adv.
Ms. Shreya Hazra, Adv.
...for the award-debtor no.2

The Court: Mr. Prabir Chakraborty, the award-debtor no.1 has been produced before this Court upon execution of the warrant of arrest. Oath has been administered. Preliminary examination has been held. He undertakes through his learned advocate to file another affidavit of assets if required and to be present before the Court on the returnable date for further examination. On such undertaking, the warrant of arrest stands discharged. Mr. Prabir Chakraborty shall appear before this Court on the next date for examination, that is, on 25th April, 2025. If he wishes to file a further affidavit of assets, he

may do so in addition to the affidavit, which has already been filed, strictly in the prescribed format. Mr. Chakraborty has also expressed the desire to approach the bank and prays for some time. As such, he is released from custody on the aforementioned undertaking and to enable him to approach the bank.

Mr. Monoranjan Chakraborty, the award-debtor no.3 has been produced before this Court by the police upon execution of the warrant of arrest. He has been administered oath upon preliminary examination. During the preliminary examination, he undertakes to file his affidavit of asset and to be present before this Court on the returnable date for further examination. Let affidavit of assets be filed by Monoranjan Chakraborty within April 25, 2025 with a copy to the learned advocate-on-record for the award-holder. On such undertaking given by Mr. Chakraborty, to be present before this Court as and when required and to file the affidavit of assets, Mr. Chakraborty is released from custody. The warrant of arrest stands discharged.

The award-debtor no.2 has been administered oath and examined in part. Let him appear on 25th April, 2025 for further examination.

(SHAMPA SARKAR, J.)