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ORDER SHEET

IA NO. CA/166/2023

In

CP/2/1987

IN THE HIGH COURT AT CALCUTTA

Original Jurisdiction

ORIGINAL SIDE

IN THE MATTER OF :

BARANAGORE JUTE FACTORY PLC

Vs

CHAITAN CHOWDHURY THE O/L

BEFORE:

The Hon'ble JUSTICE SHEKHAR B. SARAF

Date : 23rd February, 2023

Appearance:

Mr. Abhrajit Mitra, Sr. Adv.

Mr. Sarvapriya Mukherjee, Adv.

Mr. Yashvardhan Kochar, Adv.

Mr. Aniruddha Agarwalla, Adv.

Ms. Priyanka Garain, Adv.

...for Baranagore Jute Factory PLC

Mr. Soumya Majumdar, Adv.

Mr. Jaydeb Ghorai, Adv.

...for Baranagore Jute Factory Mazdoor Sangh

Ms. Manju Bhuteria, Adv.

Ms. Arundhati Barman Roy, Adv.

...for the O/L

Mr. Dhruva Ghosh, Sr. Adv.

Mr. Arijit Basu, Adv.

...for K.M. Tapuria

Mr. Anirban Ray, Adv.

Mr. Prasanta Naskar, Adv.

...for Nomokar Vinimay Pvt. Ltd.

Mr. Reetobroto Mitra, Adv.

Mr. Binoy Kumar Jain, Adv.

Mr. Piyush Jain, Adv.

...for SB Overseas

*Mr. Sankarsan Sarkar, Adv.
Mr. Subrangshu Ganguly, Adv.
...for Yashdeep Trexim Pvt. Ltd.*

Ms. Manju Agarwal, Adv.

The Court: This matter has appeared before this Court pursuant to orders passed by the Supreme Court on 10th January, 2023 wherein the Supreme Court had directed as follows:-

“The report so prepared will be necessarily placed before the Company Court but a copy of the same shall also be filed before this Court in a sealed cover. We clarify that the direction which we have adverted to and extracted regarding the appointment of the reputed chartered accountant firm must be proposed by Justice Bhaskar Bhattacharya.

Needless to say that if such a proposal is made by Justice Bhaskar Bhattacharya, the Company Judge will decide on the application seeking approval without any delay so that the audit report is placed both before the Company Court and also before this Court without any delay. We direct that the process which is contemplated in direction No.1 in paragraph 59 which we have adverted to shall be completed as early as possible preferably within a period of three months from today.

Needless to say that those in management of the Company shall render all necessary assistance for the purpose of the conduct of the audit.”

This application is filed wherein the minutes of the second sitting of the one member committee are placed. Justice Bhaskar Bhattacharya, the one

man committee has suggested four names out of which one of them may be appointed as an auditor.

Upon considering the names placed before me, I approve the appointment of Pricewater House Coopers Private Limited having its address at Advanze Infinity-Magnacon, 16th Floor, Block-BN, Sector-V, Kolkata-700 091, being the first name in the panel suggested by Justice Bhaskar Bhattacharya.

In view of the above directions, CA/166/2023 is disposed of.

(SHEKHAR B. SARAF, J.)

R.Bhar