

OD 4

ORDER SHEET
IA NO.CA/169/2023
In
CP/2/1987
IN THE HIGH COURT AT CALCUTTA
ORIGINAL JURISDICTION
ORIGINAL SIDE

IN THE MATTER OF:
BARANAGORE JUTE FACTORY PLC
AND
CHAITAN CHOWDHURY
VS
THE O/L

BEFORE:

The Hon'ble JUSTICE SHEKHAR B. SARAF

Date: 21st June, 2023.

Appearance:

Mr. Sarvapriya Mukherjee, Adv.
Mr. Yash Vardhan Kochhar, Adv.
Mr. Aniruddha Agarwalla, Adv.
Ms. D. Mukherji, Adv.
...for Baranagore Jute Factory PLC

Mrs. Manju Agarwal, Adv.
...for unsecured Creditors

Mrs. Manju Bhuteria, Adv.
Mr. Ranojit Chowdhury, Adv.
Ms. Arundhati Barman Roy
...for the O/L

Mr. Sankarsan Sarkar, Adv.
...for Yashdeep Trexim Pvt. Ltd.

Mr. Arik Banerjee, Adv.

Mr. Prasanta Naskar, Adv.
...for Namokar Vinimay Pvt. Ltd.

The Court: IA No.CA/169/2023 has been filed by the Official Liquidator for appointment of an auditor as per orders passed by the Supreme Court, the latest being on 21st April, 2023. As per the order of the Supreme Court, the parties have suggested various names to the one member committee comprising of the Hon'ble Mr. Justice Bhaskar Bhattacharya (former Chief Justice of Gujarat High Court).

It is to be noted that on two separate occasions, firms were appointed by this Court but on both occasions, the chartered accountancy firm declined to act in the manner.

In light of the same, it would be prudent on the part of the Official Liquidator to take consent from all the names of the firms that have been suggested by the different parties.

The Official Liquidator is directed to immediately write to the parties concerned and revert before this Court on 30th June, 2023.

The Official Liquidator is directed to indicate the parties that are willing to act as auditor in this matter. Upon such consent being received by the Court, the Court shall appoint one auditor in its discretion.

Copy of the petition be served upon the counsel appearing on behalf of the company in course of the day.

(SHEKHAR B. SARAF, J.)