

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

IA No. GA-COM/1/2024
In
CS-COM/4/2024
M/S. BAKYASHWRI SEA FOOD PVT. LIMITED
VERSUS
K.G. INVESTMENT AND ORS.

BEFORE:
The Hon'ble JUSTICE ARINDAM MUKHERJEE
Date: 4th March, 2024.

Appearance:
Mr. Ajay Krishna Chatterjee, Sr. Adv.
Mr. Debdatta Sen, Adv.
Mrs. Suchismita Ghosh Chatterjee, Adv.
Mrs. Ledia Dasgupta, Adv.
Mr. Malay K. Seal, Adv.
For the plaintiff.

The Court :- Affidavit of service filed in Court today is taken on record.

By an order dated 31st January, 2024 an interim order was passed in favour of the plaintiff and directions for affidavit were given. No affidavit has been filed on behalf of any of the defendants/respondents.

The defendants/respondents remain unrepresented even at the second call.

The defendants/respondents were also absent when the matter was called on on few earlier occasions.

The order dated 31st January, 2024 was directed to be served on the defendants/respondents by the department. The note filed by the Registrar-in-Charge, Original Side, dated 17th February, 2024 clearly shows that all the defendants/respondents have been served. Only the postal article sent to the defendant no.2 at its office at Salt Lake has returned with the postal endorsement “addressee left without instructions”, although the said defendant/respondent has received the postal article delivered to it at its Canal Street office. It also appears from the affidavit of service filed by the plaintiff which is taken on record that most of the defendants/respondents have received the notice.

In the aforesaid facts and circumstances, the interim order already passed on 31st January, 2024 is confirmed and made absolute.

The application being IA No. GA-COM/1/2024 stands, accordingly, disposed of.

The disposal of this application, will, however, not stand in the way of the plaintiff in making an application for attachment before judgment, if so advised and otherwise permitted in law as he plaintiff has made such prayer in this application .

(ARINDAM MUKHERJEE, J.)

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