

OD-10

ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE

IA NO. GA/91/2022
In CS/343/1979

SUPERINTENDENCE COMPANY OF INDIA(PLTD
Vs
WESTERN BUILDING CORPORATION AND ORS.

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date : 10TH November, 2022.

Appearance:

Mr. A. Mitra, Adv.

Mr. D. Mitra, Adv.

Mr. R. Bhattachayya, Adv.

Mr. S. Paul, Adv.

Ms. D. Mitra, Adv.

Mr. D. Sengupta, Adv.

Mr. Rajdeep Bhattacharyya, Adv.

Mr. S. Pal, Adv.

GA No.91 of 2022 :

The Court : This application was filed on behalf of M/s. Shalimar Pellet Feeds Limited praying for leave to the Petitioner to intervene in the suit in terms of Order I Rule 8 of Code of Civil Procedure; appointment of a Special Officer to execute and register necessary deed of conveyance on behalf of Western Building Corporation as well as on behalf of M/s. Agarwal Udyog in favour of Shalimar Pellet Feeds Private Limited having its registered office at 17B & C, Everest, 46C, Chowringhee Road, Kolkata - 700071 wherein M/s. Agarwal Udyog will be a confirming party along with other prayers including permission to cause publication of advertisement of sale in The Bengali Daily "Bartaman" and English Daily "Times of India" which are in circulation in the locality in respect of the demised premises mentioned therein, namely, Flat No.17B measuring about 700 square feet

built up area situated on the 17th floor of the building named Everest at 46C, Chowringhee Road, Kolkata – 700071.

There is a prayer for appointment of a Special Officer to execute and register the deed of conveyance in this respect.

Mr. Rajdeep Bhattacharyya, learned Counsel appearing for the Defendant No.10 submitted that he has no objection in case the proposed sale by execution of the proposed deed of conveyance be carried out. Considered.

Let there be an advertisement as prayed for in terms of Prayer (d) to be published within four weeks. A draft notice is to be submitted before the Registrar, Original Side for vetting and confirmation within two weeks.

The cost of advertisement shall be borne by the Petitioner himself.

Leave is granted to the Defendant No.10 to file Vakalatnama and Competency before the Department.

As agreed by the parties herein, encroachment shall be removed by the Petitioner within 30th November, 2022.

Let the matter appear in the list on 14th December, 2022.

(SUGATO MAJUMDAR, J.)

A. Dey