

IA NO. GA 11 of 2019
(Old No: GA 860 of 2019)
In CS 563 of 1975
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

AMRIT LALL SHAW
Vs
SHYAM JAISWAL & ORS.

BEFORE:
The Hon'ble JUSTICE DEBANGSU BASAK
Date : 16th December, 2020.

Appearance:
Mr. Joydep Roy, Adv.
Mr. Sudip Deb, Adv.
...for plaintiff.
Mr. R. K. Jaiswal, Adv.
Mr. L. Chattopadhyaya, Adv.
...for defendant no 5(b) to 5(e).

The Court : The plaintiff seeks the replacement of the Receiver on the ground that the Receiver expressed his unwillingness to continue functioning as such.

Learned Advocate appearing for the Receiver submits that the advanced age of the Receiver is preventing the Receiver from discharging his duties properly. She submits that the Receiver may be replaced.

Defendant nos. 5(b) to 5(e) are represented.

By an order dated December 7, 2020, the Advocate on Record of the plaintiff was requested to serve a notice upon the Receiver and the parties to the suit above the pendency of the matter and the order.

Affidavit of service filed in Court today be taken on record. The affidavit of service does not establish that all the parties to the suit were served. There are evidence of dispatch of the postal envelops.

In such circumstances, list the application under the same heading on January 12, 2021 when the plaintiff will file a fresh affidavit of service establishing the service of the application as well as the order dated December 7, 2020 on all the parties to the suit.

(DEBANGSU BASAK, J.)

SK.