



ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
Special Jurisdiction (Contempt)
ORIGINAL SIDE

CS/53/2019
IA NO: GA/2/2019
(Old No:GA/961/2019)

MERAJ RASHID
VS
MD. NASIM

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : 17th January, 2024.

Appearance :

Mr. Joyak Gupta, Adv.
Mr. A. Rosul, Adv.
Mr. S. Saha, Adv.
..for the plaintiff

Mr. Arif Ali, Adv.
Mr. Tarique Quasimuddin, Adv.
Ms. Sanchita Chaudhuri,
Mr. Rahul Kumar Mahato, Adv.
...for the defendant.

The Court: Mr. Joyak Gupta, learned Counsel, is appearing for the plaintiff and Mr. Tarique Quasimuddin, learned counsel is appearing for the defendant.

It is found from record that the defendant has filed the written statement but on scrutiny by the department it was found that in the counter claim settled by the defendant at paragraph 27 of the written statement, the calculation has been wrongly recorded as Rs.1,18,00,000/- as well as in the prayer (a) of the counter claim.

Counsel for the defendant submits that the total amount of the counter claim would be Rs.1,08,00,000/- instead of Rs.1,18,00,000/- and prays for leave to correct the total amount as mentioned in paragraph 27 of the counter claim as well as in the prayer (a) of the counter claim.



Considering the submission made by the Counsel for the defendant, leave is granted to correct the calculation at paragraph 27 and in the prayer (a) of the counter claim as Rs.1,08,00,000/- instead of Rs.1,18,00,000/-.

The department is directed to correct the same within two weeks from date. The department is directed to serve the amended copy of written statement with counter claim to the plaintiff.

Though several directions passed by this Court to complete the discovery and inspection of the document, to file affidavit of admission and denial of the document but non acceptance of the written statement the same could not be completed.

Accordingly, defendant is directed to disclose the documents for inspection to the plaintiff within a week from date.

List this matter on 13th February, 2024 under the heading “For Framing of Issues”.

(KRISHNA RAO, J.)

Sbghosh