

OCD-3

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

[COMMERCIAL DIVISION]

CS-COM/471/2024
[Old No. CS/36/2023]

TRANSafe SERVICES LIMITED
-Vs-
ASHIWANI ANIL KUMAR ADIPARAMBIL

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO
Date : November 25, 2024.

Appearance :
Mr. Altamash Alim, Adv.
Mr. Sumit Biswas, Adv.
Ms. Rajashree Bhowmick, Adv.
...for the plaintiff

The Court: Mr. Altamash Alim, learned counsel, is appearing for the plaintiff.

The matter is listed as 'To-Be-Mentioned' on the prayer made by the counsel by the plaintiff. By an order dated 30th September, 2024, this Court allowed the plaintiff for substituted service by way publication in the English Daily Newspaper, namely, "Times of India" and Marathi Newspapers, namely, "Hamara Mahanagar" and "Nav Bharat" in the State of Maharashtra. Now, the counsel for the plaintiff submits that though the plaintiff has published the notice in the Times of India but plaintiff could not find the Newspaper namely, "Hamara Mahanagar" and "Nav Bharat".

Counsel for the plaintiff has handed over the Hindi Newspaper, namely “Nav Bharat Times” and “Dainak Bhaskar” which is published in Hindi and others two newspaper namely Samna and Maharashtra Times with published in Marathi language.

Counsel for the plaintiff prays for allowing the plaintiff to publish the notice of writ of summons by way substituted service in the Marathi Newspaper namely, “Maharashtra Times” and In Hindi Newspaper, namely “Nav Bharat” which is published in the State of Maharashtra instead of “Hamara Mahanagar” and “Nav Bharat” as these newspapers are not available in the State of Maharashtra.

Considering the submissions made by the counsel for the plaintiff, the order dated 30th September, 2024 is modified only to the extent by allowing the plaintiff to publish the notice in the Marathi Newspaper namely, “Maharashtra Times” and In Hindi Newspaper, namely “Nav Bharat” which are widely circulated in the State of Maharashtra within two weeks from date and file to serve affidavit of service on the next date.

(KRISHNA RAO, J.)