

**In The High Court at Calcutta
Commercial Division
Original Side**

CS-COM/46/2025

PAWAN KAJARIA AND ANR
VS
ASHISH GUPTA

BEFORE:

The Hon'ble JUSTICE ANIRUDDHA ROY

Date : April 13, 2026.

Appearance:
Mr. Madhu Sudan Sarkar, Adv.
Mr. Mousamjit Sarkar, Adv.
...for the plaintiff.

The Court: This is a commercial suit.

Mr. Madhu Sudan Sarkar, learned advocate appears for the plaintiff.

Today, the matter has appeared pursuant to the report of the learned Master dated **March 16, 2026**.

Learned advocate on record for the plaintiff admits that there are several defects in the plaint, which have duly been informed over e-mail to the learned advocate on record. It is further submitted that, to correct the defects, the plaint is required to be amended.

In view of the above, the plaintiff shall be at liberty to take out appropriate application.

The matter is directed to go out of the list for the time being.

Plaintiff shall be at liberty to mention the matter at the appropriate stage. Unless the defects are removed, the department shall not serve Writ of Summons upon the defendant. Once the defects are removed and the plaint

stands in order, subject to satisfaction of the department, then the department shall serve Writ of Summons.

(ANIRUDDHA ROY, J.)

Arsad