

OCD-7

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

CS-COM/54/2026

**SHRI SNEHASISH BHAUMIK PROPRIETOR OF NORTH BENGAL TOURS
AND TRAVELS**

VS

INDIAN TOURISM DEVELOPMENT CORPORATION LTD AND ORS

**BEFORE :
THE HON'BLE JUSTICE ANIRUDDHA ROY
Date : May 6, 2026.**

Appearance :

Mr. Arik Banerjee, Adv.

Mr. Rajib Mullick, Adv.

Ms. R. Sen, Adv.

Mr. Debmalya Biswas, Adv.

...for the plaintiffs

The Court : Plaintiff prays for leave under **Clause 12 of the Letters Patent, 1865.**

On perusal of the cause title of the plaint, it appears to this Court that each of the defendants is described that they are carrying on their business within the territorial limits of this Court.

In view of the above, this Court is of the view that prayer for leave is without any basis and not at all required.

Mr. Arik Banerjee, learned Advocate appearing for the plaintiff further submits that on reading of the plaint, he is convinced that there is

no requirement of leave under **Order II Rule 2 of Code of Civil Procedure, 1908.**

Accordingly, learned Advocate for the plaintiff does not press for leave under **Order II Rule 2 of CPC.**

The document at **page 259** of the plaint shows that the pre-litigation mediation between the parties has failed.

Plaint stands admitted, subject to scrutiny by the department.

(ANIRUDDHA ROY, J.)

Sbghosh