

OCD 28

ORDER SHEET
EC-COM/153/2024
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL DIVISION

M/S CHOLAMANDALAM INVESTMENT AND
FINANCE COMPANY LIMITED
VS
SEKH FIROJ AND ORS.

BEFORE:

The Hon'ble JUSTICE SHAMPA SARKAR

Date: 10th January, 2025.

Appearance:
Mrs. Tutul Das Singh, Adv.
Mr. Amar Singh, Adv.
Mr. Ranjit Singh, Adv.
Ms. Pooja Sett, Adv.
Mr. Ratul Deb Banerjee, Adv.
Ms. Anuska Roy, Adv.
...for the award-holder

The Court: The award-debtor no.1 is not before this Court despite service. The award-debtor no.2 could not be served as the postal article indicates that the said award-debtor has expired.

The award-holder will take instruction with regard to the steps to be taken as regards the continuation of the proceeding against the award-debtor no.2 (since deceased). However, the award was against both the award-debtors jointly and severally. Thus, the award-debtor no.1 ought to have filed the affidavit of assets. Therefore, let warrant of arrest be issued against the award-debtor no.1.

The Officer-in-Charge of the concerned police station and the Superintendent of Police of the district shall ensure the execution of the warrant.

Requisites to be deposited by the award-holder at once.

Let the matter appear on 25th April, 2025.

(SHAMPA SARKAR, J.)