

OD-5

IN THE HIGH COURT AT CALCUTTA  
Ordinary Original Civil Jurisdiction  
ORIGINAL SIDE

IA NO. GA/3/2023  
In EC/132/2012

M/S. B. B. M. ENTERPRISES  
Vs  
STATE OF WEST BENGAL

BEFORE:  
The Hon'ble JUSTICE RAVI KRISHAN KAPUR  
Date : 15<sup>th</sup> January, 2024.

*Appearance:*  
*Mr. Sakya Sen, Adv.*  
*Ms. Nilanjana Adhya, Adv.*

*Mr. Priyankar Saha, Adv.*  
*Mr. Arindam Mondal, Adv.*  
*Mr. Paritosh Sinha, Adv.*

The Court: This is an application for recalling of an order dated 11 July 2023 dismissing EC/132/2012 alongwith all connected applications for default.

It appears from the order that the matter had been appearing in the Warning List and none had appeared on behalf of the award-holder.

I have considered the averments made in the application and I am satisfied that there are sufficient reasons and good cause as to why the award-holder was not present on 11<sup>th</sup> July, 2023.

In such circumstances, the order for dismissal dated 11<sup>th</sup> July, 2023 stands recalled.

EC/132/2012 alongwith all connected applications stand restored.

GA/3/2023 stands disposed of.

EC/132/2012

In view of the orders passed from time to time, the award-holder prays for liberty to file a Supplementary Affidavit to bring on record the exact amount due and payable by the award-debtor.

Let such Supplementary Affidavit be filed within a week from date. Reply thereto, if any, be filed one week thereafter.

Let this matter appear on 7<sup>th</sup> February, 2024.

GA/1/2018 and GA/2/2020

It is submitted on behalf of the parties that GA/1/2018 and GA/2/2020 have become infructuous in view of the subsequent events.

Accordingly, GA/1/2018 and GA/2/2020 stand dismissed.

The Department is directed to make necessary corrections to its records.

(RAVI KRISHAN KAPUR, J.)

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