

OD 8,11,12,15,16

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

IA NO. GA/4/2025
In CS/150/2020
KRISHNA KUMAR BHATTER
Vs

SUDHA KANKARIA

WITH

IA NO. GA/5/2025
In CS/150/2020
KRISHNA KUMAR BHATTER
Vs

SUDHA KANKARIA

WITH

IA NO. GA/6/2025
In CS/150/2020
KRISHNA KUMAR BHATTER
Vs

SUDHA KANKARIA

WITH

IA NO. GA/3/2025
In CS/150/2020
KRISHNA KUMAR BHATTER
Vs

SUDHA KANKARIA

WITH

IA NO. GA/1/2021
In CS/150/2020
KRISHNA KUMAR BHATTER
Vs

SUDHA KANKARIA

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date:28th January, 2026

Appearance:

Mr. Chayan Gupta, Adv.

Mr. Samriddha Sen, Adv.

Mr. Kaushik De, Adv.

Mr. Raghav Munshi, Adv.

Ms. Mohini Majumdar, Adv.

Ms. Ayelita Ghosh, Adv.

Mr. Adrish Chatterjee, Adv

. ...for the plaintiff

Mr. Debrup Chattacharjee, Adv.

Mr. Subroto Goswami, Adv
...for the defendant

The Court:-GA No. 6 of 2025 is filed praying for directing the Plaintiff to produce licence under Bengal Money Lenders Act as well as proof of payment of penalty in consonance with the order passed by a Co-ordinate Bench dated 22.03.2021 with further prayer that in case of failure to produce the documents, the interim order passed in terms of the Order dated 22.03.2021 be vacated. The petition contains other prayers too.

Affidavits were exchanged.

Learned Counsel for the Defendant submitted that Order dated 22nd March, 2021 recorded the submission of the learned Counsel for the Plaintiff that the Plaintiff applied for licence under Bengal Money Lenders Act, 1940 and paid penalty; on the premises of submission, interim order was passed. It was argued that the interim restraining order was passed contingent upon production of the aforesaid licence and payment of penalty, in case of failure of which, the interim order should be vacated.

Mr. Gupta, learned Counsel appearing for the Defendant strongly objected to the contention and submitted that this is only a dilatory tactics to avoid repayment.

Heard Learned Counsels for the parties.

The Co-ordinate Bench passed interim Order dated 22nd March, 2021 observing that there was confirmation of accounts by the Defendant and there was also an allegation that the Defendant may create third party interest in respect of the immovable properties concerned. It is on this

premises restraining order was passed. Consideration of having or not having licence under Bengal Money Lenders Act does not weigh heavy at this stage. Production of these documents may be considered in the trial. At present, this Order dated 22nd March, 2021 demands no modification or vacation. The Order dated 22nd March, 2021 shall be in force till further order.

GA No. 6 of 2025 stands dismissed and disposed of accordingly.

Fix on 25th February, 2026 for hearing of other applications.

(SUGATO MAJUMDAR, J.)