

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

EC/285/2018
WITH
CS/53/2016
IA NO: GA/1/2025

S.K. SURANA (HUF) REPRESENTED BY ITS KARTA
SHANTI KUMAR SURANA
VS
PANKAJ SHAH

BEFORE:

The Hon'ble JUSTICE BISWAROOP CHOWDHURY

Date: 24th July, 2025.

APPEARANCE:

Mr. Varun Kothari, Adv.
Mr. Jai Kumar Surana, Adv.
Mr. Dhruv Surana, Adv.
Mr. Abhimonyu Roy, Adv.
...for the decree holder.

Mr. Prantik Garain, Adv.
Mr. Soumya Bhattacharya, Adv.
...for the judgment debtor.

Mr. Ritoban Sarkar, Adv.
Mr. Anirban Mondal, Adv.
...for the State.

Mr. Rachit Lakhmani, Adv.
Ms. Pooja Sah, Adv.
...for the intervenor.

The Court : Learned Advocate for the decree holder, learned Advocate for the judgment debtor and learned Advocate for the intervenor-applicant are present.

It appears that the decree was passed on 21st June, 2017. Learned Advocate for the decree holder submits that affidavit of assets was filed and the

judgment debtor was examined, but till today there is no satisfaction of the decretal dues.

Learned Advocate for the judgment debtor also submits that he is ready and willing to sell the immovable property to discharge the decretal dues.

In the facts and circumstances, this Court is of the view that there should be the attachment of the bank accounts being A/c no. 627501549794, ICICI Bank, Bhowanipore Branch and A/c no. 102310100018097, Andhra Bank, Salt Lake Branch.

With regard to the property at 13, Lake Avenue, Mudiali, Kolkata-700026, Mr. Gautam Mukherjee, learned Advocate Ph. 9830348249 and Ms. Hansi Saha, learned Advocate, Ph.-9836012038 & 8240151189 are appointed as Joint Receivers to take possession of the said property. Learned Receivers shall, upon taking symbolic possession of the said property and making necessary inspection, submit a report to this Court on or before 13th August, 2025.

The learned Receiver shall also enquire as to the ownership and possession of the property situated at 45/2, Chakraberia Road (South), Flat no. 2B, above Bank of Baroda, Kolkata-700025. The learned Receivers shall also ascertain upon necessary enquiry as to whether the judgment debtor has any other bank accounts. Learned Receivers shall be entitled to a remuneration of 1000 GM each to be paid by decree holder.

Although the issue of jurisdiction is raised, but as the matter has reached its finality, the Executing Court cannot go beyond the decree.

Let GA/1/2025 be taken up for consideration on the next date fixed. Affidavit may be filed in the meantime.

Let this matter appear on 13th August, 2025 for report of learned Receivers and hearing of GA/1/2025.

(BISWAROOP CHOWDHURY, J.)

KB
AR (CR)