

OD-4

ORDER SHEET

IA No. GA 4 of 2026

In

CS 68 of 2025

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

RADHIKA KEJRIWAL

VS.

SHYAM SUNDAR MODI & ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 9<sup>th</sup> February, 2026.

Mr. Rajeev Kr. Jain, Mr. Kunal Shaw, Ms. Yamini  
Mahawar, Advocates for the plaintiff.

Mr. Moti Sagar Tiwari, Ms. Shweta Poddar, Advocates for defendants.

The Court : This is an application for keeping the order dated 1<sup>st</sup> December, 2025 in abeyance for the time being and a further direction upon the plaintiff to sign certain documents as contained in annexure 'C' to the said application.

It is the case of the applicants/defendants that Indus Tower, one of the tenants of premises no.71, Maharshi Devendra Road, Kolkata – 700 006 is agreeable to pay the entire arrears of rent from the year 2023 till date. A portion of the arrears accrued when the mother of the plaintiff and the defendants was alive. A portion of the arrears have accrued subsequent to the death of the mother. It is also the case of the defendants that the entire money receivable as arrears of rent from Indus Tower shall be directly paid

to the plaintiff to liquidate the amounts directed to be paid under the order dated 1<sup>st</sup> December, 2025. It is also the case of the defendants that arrears of rent will be paid by Indus Tower according to their communication only after a no objection is issued by all the legal heirs of the deceased landlady which includes the plaintiff.

On behalf of the plaintiff the application is objected to, firstly on the ground that no payment as required under the order dated 1<sup>st</sup> December, 2025 has been made by the defendants to the plaintiff, as a consequence whereof a contempt application has already been filed. Secondly, without paying any money for the month of January, 2026 and upto date the defendants are trying to project the assurance said to have been given by Indus Tower to hide the default and more particularly to reconcile out of the contempt, if any.

Let a copy of this application along with the instant order be served on Indus Tower/tenant/occupant.

Indus Tower on receipt of a copy of this application shall be represented before this Court on the next date so that things can be clarified in their presence.

Let this matter appear on 11<sup>th</sup> February, 2026.

(ARINDAM MUKHERJEE, J.)