

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

CS/193/2019
IA NO: GA/1/2019(Old No:GA/2521/2019),
GA/3/2020(Old No:GA/367/2020),
GA/7/2023

ERA BANTHIA
VS
M/S. SHIVSONS AND ORS.

BEFORE:
THE HON'BLE JUSTICE SUGATO MAJUMDAR
Date: 2nd September, 2025

Appearance:
Mr. Debdut Mukherjee, Adv.
Mr. Sanwal Tibrewal, Adv.
...for the Plaintiff

Mr. Sujit Banerjee, Adv.
...for the Defendant no. 1 to 3

The Court: Both the Learned Counsels filed suggested issues. On the rival pleadings, the following issues are framed:

1. Whether the suit is maintainable in its present form?
2. Whether the agreement for sale dated March 5, 2019 was vitiated with fraud?
3. Whether the plaintiff is ready and willing to perform her obligations under the agreement for sale dated March 5, 2019?

4. Whether the defendants have committed breach of the agreement dated March 5, 2019?

5. Whether the plaintiff is entitled to the relief of specific performance of the agreement dated March 5, 2019?

6. Whether the plaintiff is entitled to the relief of damages?

7. Whether the plaintiff is entitled to receive the monthly rent from the defendant no. 4 from the month of April, 2019?

Fix 20/11/2025 for witness action.

(SUGATO MAJUMDAR, J.)