

In the High Court at Calcutta
Commercial Division
Original Side

CS-COM/84/2024
[Old No. CS/164/2017]

NESTLE INDIA LIMITED
VS
EASTERN COALFIELDS LIMITED

BEFORE:
The Hon'ble JUSTICE ANIRUDDHA ROY
Date : February 5, 2026.

Appearance:

Ms. Champa Pal, Adv.
... for the plaintiff

Mr. Sarosij Dasgupta, Adv.
Ms. Akanksha Mukherjee, Adv, Adv.
Ms. Pradipta Basu, Adv.
Ms. Subesha Banerjee, Adv.
Ms. Madhumanti Chakraborty, Adv.
... for the defendant

The Court : Ms. Champa Pal, learned Advocate appears for the plaintiff.

Mr. Sarosij Dasgupta, learned Advocate appears for the defendant.

The last order dated **November 13, 2025** speaks for itself.

Time to file evidence on affidavit by the plaintiff was extended till **January 22, 2026** but till date no affidavit has been filed.

Today the learned Advocate appearing for the plaintiff prays for an extension by one week, as a peremptory chance.

Learned Advocate for the defendant has vehemently opposed the prayer.

For the ends of justice, one last opportunity is granted subject to payment of costs of **Rs.10,000/-** to be paid by the plaintiff in favour of the **State Legal Services Authority, West Bengal**, positively within **three days** from date, the plaintiff shall be at liberty to file the evidence on affidavit upon a copy being served on the learned Advocate on Record for the defendant.

The matter shall appear on the next day under the heading **“Suit”** on **February 26, 2026** for the purpose of appointment of Commissioner for cross-examining the plaintiff's witness by the defendant.

(ANIRUDDHA ROY, J.)

RS