

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

CS-COM/101/2025

KSE ELECTRICALS PRIVATE LIMITED
VS
NAOLIN INFRASTRUCTURE PVT LTD AND ORS.

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : September 17, 2025.

Appearance :

Mr. Shailendra Jain, Adv.

Ms. Swati Agarwal, Adv.

... for the plaintiff

1. The plaintiff has filed the present suit praying for decree for a sum of Rs.2,08,89,305/- against the defendant no.5 jointly and severally along with interest at the rate of 18 % per annum.
2. Counsel for the plaintiff submits that the plaintiff is within the jurisdiction of this Court and the defendant is outside the jurisdiction of this Court. He further submits that part cause of action arose within the jurisdiction of this Court and part cause of action arose outside the jurisdiction of this Court. Accordingly, he prays for leave under Clause 12 of the Letters Patent, 1865.
3. Counsel for the plaintiff further submits that the plaintiff has initiated pre-institution mediation process and the same was failed and accordingly, mediation centre has issued non-starter report on 26th June, 2025.
4. Heard Learned Counsel for the plaintiff. Perused the materials on record.

5. This Court is satisfied that the defendant is outside the jurisdiction of this Court and part cause of action arose within the jurisdiction of this Court and part cause of action arose outside the jurisdiction of this Court. Accordingly, leave under Clause 12 of the Letters Patent is granted.
6. Plaint is admitted subject to scrutiny by the department.

(KRISHNA RAO, J.)

RS